

Supplement to "THE SOLICITORS' JOURNAL," January 9, 1943

Law
PRICE ONE SHILLING

The Solicitors' Journal

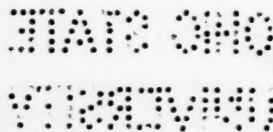
INDEX AND STATUTES

VOLUME LXXXVI

JANUARY to DECEMBER, 1942

LONDON :

PRINTED AND PUBLISHED IN GREAT BRITAIN AT THE OFFICES OF
THE SOLICITORS' JOURNAL, 29-31, BREAMS BUILDINGS, E.C.4



GENERAL INDEX

The following abbreviations are used throughout this section:—T. (Current Topics); C.L. (Criminal Law); L. (Leading Article); C.D. (Conveyancer's Diary); L.T. (Landlord and Tenant Notebook); C.C.L. (County Court Letter); P.N. (Practice Notes); P.P. (Points in Practice); Corres. (Correspondence); S. (Societies); R.O. (Rules and Orders); M. (Miscellaneous). Cases appear in their usual form under separate headings.

A

Accident, No notice of, (C.C.L.) 374.
Adjournments of Cases, (T.) 79.
Administration of Intestate's Estate, (C.C.L.) 96.
Advertisements for Creditors, (C.D.) 213, 240, 271.
Agricultural Holding, Quitting an (L.T.), 258.
Holdings Act, 1923, Scope of, (L.T.) 292, 365.
Land, Notices to Quit following Sales of, (Misc.) 366.
Land, War Damage Contribution and, (P.P.) 375.
Workers' Cottage, (P.P.) 358.
Air Force, Practice Direction *re*, (M.) 260.
Aliens, Former, Registration of, (T.) 38.
Allied Maritime Courts, (T.) 15, 99.
America and the Common Law, (T.) 163.
War Damage, (T.) 275.
American Courts Martial, (T.) 238.
(Visiting Forces) Act, (T.) 237.
Amulree, Lord, (T.) 135.
Annuities, Tax Free, (C.D.) 67, 95, 179.
Appeals, County Court, (C.C.L.) 382.
House of Lords, (T.) 256.
Two, (Corres.) 250, 278, 286.
Apprenticeship, Law of, (C.C.L.) 382.
Armed Forces, Free Legal Advice to, (T.) 205.
Legal Education and, (T.) 333.
Armed Forces (Military) Directions *re* Service of Proceedings in Chancery Division, (P.N.) 120.
Army Vehicles and Road Accidents, (T.) 58, 65, 74, 113, 121, 184.
Articled Clerks, National Service, (T.) 243.
Post-war re-instatement of, (T.) 326.
Premiums and, (T.) 2.
Askwith, Lord, K.C., (T.) 163.
Assents, (C.D.) 328 [See also p. 346], 381.
Assignee of Term covenanting with Lessor, (L.T.) 337.
Auction, Sale by without Reserve, (C.C.L.) 271.
Australia, Black Market in, (T.) 315.
Statute of Westminster in, (T.) 326.
Australian War Legislation, (T.) 169.

B

Bar, Annual Meeting of, 28.
Barratry, (T.) 211.
Barristers' Clerks, (T.) 141.
War Service of, (T.) 9.
Beveridge Report, (T.) 369.
Bicycle Stealing, (T.) 225.
Bigamy and Marriage Registration, (T.) 244.
Bigwood, Sir Cecil, (T.) 65.
Billetors as "Guardians," (T.) 243.
Birmingham Law Society, (S.) 104.
Black Market, (T.) 79, 85, 178, 211.
in Australia, (T.) 315.
Blind Masseurs, Liabilities of, (C.C.L.) 11.
Blocked Accounts and Investment of Funds, (T.) 238.
Board of Trade Enforcement Department, (T.) 270.
Bomb Damage on Farm, (C.C.L.) 62.
to Fur Coat, (C.C.L.) 329.
Brains Trust Again, (T.) 177.
British Records Association, (S.) 358.
Nationality and Status of Aliens Bill, (T.) 379.
Budget, (T.) 113.
Building, Control of, (T.) 2 (L.T., 81, 110).
Leases, Frustration and, (L.T.) 329.
Bull, Straying, Motorist and, (C.C.L.) 40.
Bureaucracy and Efficiency, (T.) 362.

C

Car Battery, Title to, (C.C.L.) 293.
Carpets, Quality of, (C.C.L.) 40.
Cattle Transporters, Liability of, (C.C.L.) 55.
Warranty of, (C.C.L.) 319.

Central Planning Authority, (T.) 52.
Certiorari and Appeal, (C.L.) 73.
Chancery, 1941, (C.D.) 11, 17, 25, 31, 39.
Character, Evidence of, (C.L.) 45.
Charitable Appeals, Fraudulent, (T.) 170.
Bequests, (Corres.) 231.
Check Trading, (T.) 244.
Cheques and Receipts, (T.) 177.
Children and Road Accidents, (T.) 90.
Young Persons, Sentences of, (T.) 9.
Chitty, Sir Joseph, (T.) 43.
Christianity and the Law, (T.) 283.
Citizens' Advice Bureaux, (T.) 326.
Civil Defence Employment, (T.) 38.
Judicial Statistics for 1941, (T.) 387.
Service, Constitution and, (T.) 361.
Clubs, New, Registration of, (T.) 238.
Cluer, Judge, (T.) 23.
Coal Act Compensation, (L.) 363, 371.
Commorientes, (C.D.) 199, 263, 299, 318.
Company Accounts, War-time disclosure in, (T.) 387.
Law Reform, (T.) 16.
Limited, Name of, (T.) 262.
Servants and False Statements, (C.L.) 353.
Comparative Legislation, Society for, (S.) 235.
Compensation (Defence) General Tribunal Rules, (T.) 256.
Conditional Notices of Retention, (T.) 316.
Constitutional Developments, Recent, (T.) 255.
Contract Estate, (C.D.) 240.
for duration of war, (T.) 57.
for sale of land, (C.D.) 158, 257, 278.
Frustrated, (L.) 179.
Subject to, (C.D.) 246.
"Conveyancers' Year Book, 1942," (C.D.) 129.
Conviction and Probation, (T.) 108.
Cook, Sir Edmund, (T.) 51.
Cottage Gardens, (L.T.) 200.
Counsel as Witness, (T.) 205.
County Court, Appeal from by Leave, (C.C.L.) 382.
Premises, (T.) 261.
Registrars, Association of, (S.) 152.
Courts (Emergency Powers) Acts—
Judgments for possession under, (L.T.) 31.
Leave to proceed under, (L.) 17, 345, (L.T.) 390.
Amendment Bill, (T.) 191, 197, 289.
(No. 2) Rules (T.) 316, (R.O.) 323.
Courts Martial (T.) 114.
Covenant by Lessor to pay Specified Sum, (L.T.) 18, (C.D.) 109.
for Quiet Enjoyment, (L.T.) 180.
Liability on, (C.D.) 291, 389.
Repairing, (L.T.) 81, 110, 193, 306, 319, (P.P.) 338.
Czechoslovak lawyers, (T.) 275.

D

Dance Bands, Profits of, (C.C.L.) 389.
Death, Presumption of, (C.D.) 199, 263, 299, 318, (P.N.) 342.
Debts, Acknowledgment of, (C.D.) 115.
Deceased Person's, (C.D.) 213, 240, 271.
Statute-barred, Trustees and Executors paying, (C.D.) 81.
Defence (Companies) Regulations, (T.) 136.
Regulations, New, (T.) 10, 38, 100.
Deferment, Articled Clerks and, (T.) 86, 184.
Solicitors and, (T.) 1, 99.
Solicitors' Clerks', (Corres.) 231.
Women Solicitors' and Clerks', (T.) 94, 212.
De-licensed House, Possession of, (C.C.L.) 103.
Dermatitis, Occupational (C.C.L.) 172.
Dilapidations, Control of Building Operations and, (L.T.) 81, 110, (P.P.) 338.
Change of User and, (L.T.) 193.
Dingle, Mr. F. B., (T.) 135.

Disclaimer, Ambiguity of Notice to avoid, (L.T.), 59, 82.
Consequences of, (C.D.) 87.
Notice of: Requisitioning and, (L.T.) 347.
Tenancy at Will after, (L.T.) 280.
under the L. & T. (Requisitioned Land Act, (L.T.) 116 [see also p. 130], 124, 129, 138.
Divorce, Discretion Statements in, (T.) 225.
Proceedings, Identification of Parties in, (T.) 212.
Dock Brief, (T.) 155.
Doctor's Bills as Necessaries, (C.C.L.) 118.
Documents, Destruction of, (T.) 66, 113, 114.
War-damaged, and Stamp Duties, (T.) 122.
Drainage of Surface Water, Excessive, (C.C.L.) 239.
Dunedin, Viscount, (T.) 243.
Dwelling-house, Definition of, (L.T.) 214.

E

Easter Law Sittings, (T.) 107.
Elbow, Blow on, and Osteo-Arthritis, (C.C.L.) 337.
Electric Tests in Murder Cases, (T.) 298.
Employees, Post-war reinstatement of, (T.) 65.
private work, Accident on, (C.C.L.) 248.
Employment Exchanges and Travelling Allowances, (C.C.L.) 201.
Epileptic's death by drowning, (C.C.L.) 130.
Essential Work Order, (T.) 80, 100, 150.
Estate Contracts, (C.D.) 240.
Duty, Capital Moneys and, (C.D.) 214.
Home Guards and, (T.) 205.
War Damage and, (T.) 361.
Evacuee or Resident? (C.C.L.) 67.
Evidence, Circumstantial, Receiving and, (C.L.) 3.
Execution of Trusts (Emergency Provisions) Act, 1939, (C.D.) 381.
Expectation of Life, Loss of, (T.) 65.
Eye Injury, Partial incapacity from, (C.C.L.) 67.
Lump sum for loss of, (C.C.L.) 130.

F

Factory Accidents, (T.) 16, 261.
Farm, Bomb damage on, (C.C.L.) 62.
Validity of Notice to Quit, (C.C.L.) 83, 90, (L.T.) 96, 110.
Worker's Cottage, (P.P.) 358.
Fibrositis, Incapacity from, (C.C.L.) 307.
Fifth Freedom, (T.) 127.
Finance Bill, (T.) 141.
Finders' Rights, (T.) 170.
Fire Brigade, Charges for use of, (C.C.L.) 382.
Liability for Spread of, (C.C.L.) 329.
Precautions (Residential Buildings), (T.) 52.
Watching, (T.) 156, 244, 256, 352.
Fitness for pre-accident work, (C.C.L.) 286.
human habitation, (L.T.) 390.
Fixtures, Agreements extending time for removal of, (L.T.) 88.
Requisitioned Land and, (L.T.) 144.
Food and Drugs Act, 1938, War-time offences against, (L.) 277.
Hoarding, (T.) 80.
Foreclosure, Trustees and, (C.D.) 101.
Form D, (T.) 316.
French Courts To-day, (T.) 275.
Frustration and Building Leases, (L.T.) 329.
Fuel Control Order, (T.) 206.
Fun Fairs, (T.) 94.
Fur coat, Bomb damage to, (C.C.L.) 329.
not a necessary, (C.C.L.) 293.
Furnished Premises, Rents of, (T.) 52, 226, 343, 380.
Furniture, Eviction of, (C.C.L.) 319.
Prices, (T.) 226.

G

Garage, Tenancy of, (C.C.L.) 102.
Gentlemen's Agreement, (C.C.L.) 307.
Goods, Re-sales of, (T.) 24.
Seizure of, (T.) 344.
Grants of Representation, (P.N.) 342.
Guerillas, Law for, (T.) 71, 93.

H

Hampshire Incorporated Law Society, (S.) 106.
Hand Injury in two Accidents, (C.C.L.) 209.
Handbag, Loss of in shop, (C.C.L.) 4.
Hats and Courts, (T.) 361, (Corres.) 372, (T.) 379.
Heart weakness from Crushed Chest, (C.C.L.) 271.
Henderson, Mr. J. S., (T.) 37.
Highway, Dedication of, (C.C.L.) 356.
Hilary Law Sittings, (T.) 15.
Hire-purchase Goods, Re-taking possession of, (C.C.L.) 365.
Home Guard's death at work, (C.C.L.) 230.
duties, (T.) 205.
right to shoot, (C.C.L.) 4.
Horse Bite, Pneumonia from, (C.C.L.) 374.
House, Habitability of, after Infectious Disease, (C.C.L.) 356.
of Lords Appeals, (T.) 256.
Huddersfield Law Society, (T.) 344.
Housing Authorities and War Damage, (T.) 388.
Hughes, Sir Thomas, (T.) 107.
Hunter's Lease, Re, (C.D.) 109.
Hutchinson, K.C., Mr. St. John, (T.) 315.

I

Identity Cards, Production of, (T.) 220.
Imprisonment, False, (C.C.L.) 46.
Incitement to Crime, (T.) 255.
Income Tax Forms, New, (T.) 156.
Frauds, (T.) 135.
"Income Tax Quiz for Wage Earners," (T.) 66, 220.
"Inevitable accident," (L.T.) 230.
Innocence, Presumption of, (T.) 80, (Corres.) 87.
Insurance Companies and War Damage, (T.) 270.
Invasion : Status of Civilians, (T.) 71, 93.

J

Judge against Jury, (Corres.) 266.
New, (T.) 249.
Summing-up of on the Facts, (C.L.) 101.
Justice, International, (T.) 315.
Justices, Clerks to, Appointment of, (T.) 325.
Duties of, (T.) 15.
Juvenile Delinquency, (T.) 9, 10, 30, 114, 191.
Juveniles, Earnings of, (T.) 30.

L

Land Charges, Local, Inquiries for, (T.) 220.
Requisitioning of, (C.D.) 53.
Landlord, Burdens of, (T.) 380.
Nuisance from adjoining premises of, (L.T.) 166, 171, 381.
Trespass by, (C.C.L.) 12.
Landlord and Tenant (Requisitioned Land) Act—Disclaimer under, (L.T.) 116, [see also p. 130], 124, 129, 138.
Fixtures, (T.) 93, (L.T.) 144.
Net Rent, (L.T.) 152.
Landlord and Tenant (Requisitioned Land) Bill, (T.) 29, 43, 71, 79.
Langton, Mr. Justice, (T.) 237.
Law Association, (S.) 173.
Clearer, (T.) 16.
International and Progress, (T.) 23.
Reform, (T.) 121, 169.
Law Society : Annual General Meeting, (S.) 195.
Annual Report, (T.) 177, (S.) 182, 189.
Special General Meeting, (S.) 34.
Leases, Building, Frustration and, (L.T.) 329.
by tenants for life, (C.D.) 305.
Leave to Proceed, (L.) 17, (L.T.) 31, 345, 390.
Legacies out of Personal Estate, (C.D.) 3.
Legal Clinics, (T.) 333, (Corres.) 345.
Education, (T.) 276.
Forces and, (T.) 333.
Punctuation, (T.) 351.
Legislation by Reference, (T.) 149, 155, 164, 275.
Lessee holding over, (P.P.) 383.
Lessor's covenants, (C.D.) 389.
Letting for duration of war, (C.C.L.) 186.
Liabilities (War-Time Adjustment) Act, (T.) 57, (L.) 143, 151, (T.) 369.
Rules, (T.) 198.

Licensed premises and war damage, (T.) 326.
Life Policies, (L.) 335.
Limited Partnerships Act, 1907, (C.C.L.) 201.
Litigation, Conditions in restraint of, (C.D.) 285.
Local Authorities and the Press, (T.) 44, 94.
Government, Reform of, (T.) 315, 334.
Lunacy, Master in, (T.) 333.

M

Magistrates' Association, (T.) 298, (S.) 308.
Ejectment Order, Validity of, (C.C.L.) 293.
Shortage of, (T.) 71.
Magna Carta, (T.) 183.
Malingering, Test of, (C.C.L.) 146.
Mangolds, Contract for Sale of, (C.C.L.) 40.
Man-power, (T.) 108.
Manslaughter Cases, Judge's summing up in (C.C.L.) 137.
Marine Casualties, (T.) 192.
Married Woman's Trade Debt, (C.C.L.) 201.
Meals in Establishments, (T.) 141.
Medical Privilege, (T.) 380.
Mesne Profits, (L.T.) 46.
Michaelmas Term, (T.) 283.
Milk Marketing Board, Rights of, (C.C.L.) 307.
Miners' Relief Funds, (T.) 44.
Minister of Works and Planning Bill, (T.) 122, 128, 183.
Missing Numbers, (T.) 108.
Mortgagee in Possession purchasing Equity of Redemption, (P.P.) 358.
Mortgages, Renewal of, (T.) 192.
Motor Car, New, Acquisition of, (T.) 16.
Theft of outside Hotel, (C.C.L.) 153.
Title to, (C.C.L.) 4, 12.
Motorists' Lifts, Legality of, (T.) 198.
"Multiple Lease," Meaning of, (L.T.) 102.
Murphy, Mr. Harold, K.C., 15.
Myecomatosis not an Accident, (C.C.L.), 248.

N

National Service (Foreign Countries) Act, 1942, (T.) 225.
in Egypt, (T.) 225.
New Year Honours List, (T.) 9.
Nominee Shareholders, (T.) 128, 135, 370, (Corres.) 159.
Notice to Quit Farm, Validity of, (C.C.L.) 83, 90, (L.T.) 96, 110.
Nuisance from Landlord's Adjoining Premises, (L.T.), 166, 171, 381.
Nullum crimen sine lege, (T.) 127.

O

"Occupier," Who is an? (C.L.) 245.
Offences, Previous, and Sentence, (C.C.L.) 88, 104.
Omnibus Service, Suspension of, (C.C.L.) 46.
Osteomyelitis not an Accident, (C.C.L.) 103.

P

Paper, Control of, (T.) 276, 352.
Saving and Circulars, (T.) 99.
Confidential Documents, (T.) 66, 113.
Costs, (T.) 43.
Court Work, (T.) 37, 334.
Forms of Contract, (T.) 142.
Historical Documents, (T.) 51, 57, 262, (Corres.) 278.
Limitation of Actions, (T.) 24.
London Chamber of Commerce Suggestions, (T.) 284.
London District Salvage Centre, (T.) 150.
National Contest, (T.) 128.
Salvage Organisation, (T.) 122.
Parol Trusts of Personality, (C.D.) 346.
Part Performance, (L.T.) 54.
Time Workers, (T.) 100.
Patent Law Reform, (T.) 298.
Patents and Designs Act, 1942, (T.) 99.
Peas, Quality of, (C.C.L.) 130.
Penal Development, (T.) 163.
"Personal Chattels," (C.D.) 193.
Planning, National, (T.) 325.
Rural, (T.) 255.
Town, (T.) 150, 156.
Police Forces, Amalgamation of, (T.) 220.
Politis, M. Nicholas, (T.) 85.

Poor Person's Assistance to the Services, (T.) 237, (Corres.) 266, 286.
Cambridge House and, (T.) 387.
Divorce and the Services, (T.) 1, 205.
Legal Profession and, (T.) 212.
Procedure, (T.) 156.
Work in Manchester, (T.) 212.
Porter, Agreement to provide Services of, (L.T.) 346.
Possession, Judgments for, Courts (Emer. Powers) Acts and, (L.) 17, (L.T.) 31, (L.) 345, (L.T.) 390.
Order against Verger, (C.C.L.) 248.
Post-war Credits, (T.) 344.
Reconstruction, (T.) 197.
Pott, Mr. G. Stanley, (T.) 219.
Practice Direction re Air Force, (M.) 260.
Practising Certificates, (T.) 325.
Precedent, Binding, (T.) 121.
Price Control, (T.) 164, 183.
Limitation, (T.) 136.
Prisoners of War, (T.) 290, 304.
Probate, Grants of, (T.) 2.
Procedure in 1941, (L.) 207, 213, 221, 228, 239, 244, 257, 263, (Corres.) 266.
1942, (L.) 291, 299, 305, 317, 327.
Profits à prendre, (C.D.) 73.
Public Authorities Protection Act, (L.) 157.
Trustee, Return of, (T.) 380.
Utilities and War Damage, (T.) 343.
Pulling, Mr. Alexander, (T.) 23.

Q

Quiet Enjoyment and Landlord's Adjoining Premises, (L.T.) 166, 171, 381.

R

Rations, Exchanges and Gifts of, (T.) 351, 370.
Receiving and Circumstantial Evidence (C.L.) 3.
Regulation 18s, (C.L.) 12, (T.) 211, (L.) 227.
2d, (T.) 85, 93.
Religion, Condition in Restraint of (C.D.) 59.
Rent Collected from Sub-tenant (L.T.) 240.
Extortionate, (T.) 52, 226, 343, 380.
Forfeiture for Non-payment of, (L.T.) 300.
Receipt of by Agent, (C.C.L.) 365.
Requisitioned Property's, (P.P.) 329.
Rent Acts, Evasion of Security of Tenure Provisions and, (L.T.) 355.
Ex-soldier Landlord and, (P.P.) 338.
"Payments for Attendance" Case, (L.T.) 40.
"Protection" of, (L.T.) 208.
Recontrol Case, (L.T.) 264, 285.
Tenancies at Will and, (L.T.) 374.
Vicarages and, (C.C.L.) 230, (L.T.) 247.
Repairs, Building Restrictions and, (L.T.) 81, 110, (P.P.) 338.
Change of User and, (L.T.) 193.
Cottage's, after Closing Order, (C.C.L.) 103.
First-aid, Materials for, (T.) 10.
Landlord's Failure to do, (L.T.) 365.
Negligence in Effecting, (L.T.) 306, 319.
Reprisals, (T.) 297.
Requisitioning, Compensation for, (T.) 197, (P.P.) 338.
Notice of Disclaimer and, (L.T.) 347.
of Land, (C.D.) 53.
Requisitioned House, (P.P.) 383.
Property, Rent of, (P.P.) 329.
Residence, Condition of in Will, (C.C.L.) 248.
Restoration of Pre-War Trade Practices Bill, (T.) 1, 43, 51.
Retail Trade, (T.) 58, 192, 262, 303.
Retainer, [C.D.] 354.
Road Accidents, Compensation for, (T.) 289.
Rogers, Pilot Officer P. H. Thorold, (T.) 79.
Rules and Orders—
Acquisition and Disposal of Motor Vehicles, (T.) 16.
Administration of Oaths (Occupied Territories), (R.O.) 14.
Bankruptcy (Bills of Costs), (R.O.) 148.
Blocked Accounts (Authorised Investments) (No. 1), (T.) 238.
Chancery of Lancaster Rules (No. 1), (R.O.) 92.
Check Trading (Control) Order, (T.) 244.
Civil Defence Duties (Compulsory Enrolment), (T.) 256.
(Employment and Offences) (No. 3), (T.) 38.
Compensation (Defence) General Tribunal, (T.) 256.

- Control of Building Operations, (T.) 2.
Fuel, (T.) 206.
Machine Tools (No. 1), (T.) 290.
Paper (No. 48), (T.) 276.
County Court (No. 1), (R.O.) 176.
Districts (Northallerton, Thirsk and Leyburn), (R.O.), 288.
(Winchcomb) Order, (R.O.), 378.
(Emergency Powers) (No. 1) (R.O.), 324.
Fees (Amendment No. 1), (R.O.) 35.
(No. 2), (R.O.) 106.
(No. 3) Order, (R.O.) 310.
Funds, (R.O.) 204.
Courts (Emergency Powers) (No. 1), (R.O.) 336.
(No. 2), (T.) 316.
(R.O.) 323.
Essential Work (General Provisions), (T.) 80.
Fire Precautions (Residential Buildings), (T.) 52.
Prevention (Business Premises) (No. 3), (T.) 244, 256.
Industry (Records and Information) (No. 2) (T.) 290.
Liabilities (War-time Adjustment), (T.) 198.
Local Land Charges (Amendment), (R.O.) 148.
Location of Industry (Restriction) 314.
Retail Businesses, (T.) 262.
Matrimonial Causes (Decree Absolute), (R.O.) 162.
Meals in Establishments, (T.) 141.
Price Controlled Goods (Restriction of Re-sale), (T.) 24.
Principal Probate Registry (Non-contentious Business) (R.O.) 296.
Principal Probate Registry (Non-contentious Business) (No. 2) (R.O.) 310.
Registration (Former Aliens), (T.) 38.
Salvage of Waste Materials, (T.) 206.
(No. 2), (T.) 72.
Scrap Metal (No. 1), (T.) 290.
Seizure of Goods (T.) 344.
Solicitors Compensation Fund (T) 29, 184, (R.O.) 377.
(Disciplinary Proceedings), (T.) 284.
Supreme Court Fees (Amendment) (R.O.) 301.
Funds (No. 1), (R.O.) 167.
(No. 2), (R.O.) 204.
(No. 3), (R.O.) 182.
(No. 8), (R.O.) 8.
(Poor Persons), (R.O.) 235.
(Poor Persons) (No. 2) (R.O.) 386.
War Zone Courts, (T.) 156.
Rural Planning, (T.) 255.
- S**
- Salvage of Waste Materials (No. 2) Order, (T.) 72.
(No. 3) Order, (T.) 206.
Sargant, Rt. Hon. Sir Chas., (T.) 219.
Scaffolding, Painter's Fall from, (C.C.L.) 110.
Scrap Metal, Disclosure of, (T.) 290.
Search, Right of, (T.) 297.
Securities (Validation) Bill, (T.) 51.
Service of English Documents in Foreign Countries, (M.) 348.
Settlements on Persons outside Sterling Area, (C.D.) 336.
Share Certificates, Lost, (T.) 10.
Sheep, Straying, Liability for, (C.C.L.) 186.
Shelter, Surface, on Highway, (C.C.L.) 271.
Smallholder, Compensation for, (C.C.L.) 239.
Small Tenements Recovery Act, 1838, (L.T.) 159.
Snow, Damage Caused by, (C.D.) 143.
Soldiers' Wills, (C.D.) 151.
Solicitors Act, 1941, (M.) 19.
Compensation Fund Regulations, (T.) 388.
Rules, (T.) 29, 184, (R.O.) 377.
- Costs, (T.) 362.
Disciplinary Rules, (T.) 284.
Discretion Statements and, (T.) 225.
National Service and, (T.) 1, 99, (Corres.) 231.
Paper Saving and, (T.) 29.
Post-war Employment of, (T.) 149.
Reinstatement of, (T.) 326.
Rights and Liabilities, (C.C.L.) 62.
Women, and National Service, (T.) 94, 212, (Corres.) 248.
Solicitors' Law Stationery Society, Ltd., (M.) 151.
Special Constables and Petty Sessional Bench, (T.) 57.
Squares, London, (T.) 283.
Stamp Duty, Adjudication for, (T.) 149, (T.) 290.
War Damaged Documents and, (T.) 122.
Statements, False, Company Servants and, (C.L.) 353.
Statute of Frauds, (T.) 304.
Statutory English, (T.) 149, 155, 164, 275.
Sterling Area, Settlements on Persons Outside, (C.D.) 336.
Stock Exchange Regulation, New, (T.) 276.
Sub-letting of Statutory Tenant, (L.T.) 74.
Sub-tenant, Head Rent Collected from, (L.T.) 240.
Suspected Persons, (C.L.) 317.
Sutherland, Mr. Justice George, (T.) 219.
- T**
- Tax-free Annuities, (C.D.) 67, 95, 179.
Tenancy at Will after Disclaimer, (L.T.) 380.
and Rent Acts, (L.T.) 374.
by Conduct Case, (L.T.) 68.
or Licence Case, (L.T.) 222.
Short, under War Damage (Amendment) Act, 1942, (L.T.) 272.
of Uncertain Duration, (C.C.L.) 125.
Tenants' Family, Definition of, (C.C.L.) 75, 118.
for Life, Leases by, (C.D.) 305.
Mesne, and Increase of Rent, etc., Act, 1939, (L.T.) 186.
Testamentary Options, (C.D.) 364.
Theatrical Producers, Contracts of, (C.C.L.) 337.
Theft-bote, (T.) 71.
"Thetis" Case, (Corres.) 266.
Third Party Insurance and the Crown, (T.) 58, 65, 74.
Thrombosis as Accident, (C.C.L.) 146.
Title Deeds, Detinue of, (C.D.) 221.
Registration of, (T.) 325.
Town Planning and Compensation, (T.) 150, 156.
Trade Disputes Act, 1927, (T.) 283.
Traps, Concealed, (T.) 265.
Trial by Jury, (T.) 333.
Trinity Law Sittings, (T.) 155.
Trust Capital and Vesting Procedure, (T.) 44.
Trusts for Sale, (C.D.) 207.
Parol of Personality, (C.D.) 346.
Ultimate, (C.D.) 171.
Trustees, Liability of Agents for, (C.D.) 165.
- U**
- United States of America (Visiting Forces) Bill, (T.) 219.
Uthwatt Committee's Report, (T.) 269, 325.
- V**
- Value payments and new trustees, (C.D.) 240.
Vicarages and Rent Acts, (C.C.L.) 230, 247.
- W**
- Wages during Sickness, (C.C.L.) 216.
War Agricultural Committee, Tenancy under, (C.C.L.) 265.
Criminals, Punishment of, (T.) 297.
- damaged documents and Stamp Duties, (T.) 122.
damage in United States, (T.) 275.
Injuries, Compensation for, (T.) 270.
Injury, Definition of, (C.C.L.) 374.
Letting for duration of, (C.C.L.) 186.
Service, Barristers and, (T.) 9.
Solicitors and, (T.) 1, 94, 99, 212, (Corres.) 231, 248.
Work and the Bench, (T.) 9.
Zone Courts, (T.) 156.
War Damage Act, Agricultural Land, (P.P.) 375.
Appeal against District Valuer's Decision, (P.P.) 358.
Apportionment of Contribution, (T.) 107, (C.D.) 123, 137, 185.
Claimant's dissatisfaction, (T.) 238, 344.
Commissioner's statement, (T.) 261.
work, (T.) 93.
Contribution, (T.) 243.
Cost of Works Payments, (T.) 37.
Costs, (T.) 52.
Estate Duty, (T.) 361.
Far Eastern, (T.) 270, 284, 370.
Housing Authorities and, (T.) 388.
Insurance companies and, (T.) 270.
Late notifications, 330.
Licensed premises, (T.) 326.
Local Authorities, (T.) 142.
Miscellaneous Points, (C.D.) 45 (T.) 142.
Mortgage repayments, (M.) 378.
"Multiple Lease" Case, (L.T.) 40.
Practice Notes, (L.) 95.
Professional Fees, (Corres.) 250.
"Proper Cost" and Professional Fees, (T.) 86.
Proposed Amendments, (T.) 37.
Proprietary interest, (T.) 284.
Public Legal Advice, (T.) 362.
Utilities, (T.) 343.
Repairs, (T.) 108, 178, 226, 304, 352.
Sched. A, (T.) 150, 304, (L.) 353.
"Scorched earth," (T.) 270, 284, 370.
Valuation of Hereditaments in Special Cases Regulations, (T.) 388.
Value Payments, (T.) 72, 128, (C.D.) 240, (T.) 351.
Amendment Act, Commission's statement, (T.) 261.
Short Tenancies under, (L.T.) 272.
Bill, (L.) 123, (T.) 127, 164, 183, 191, 206, 219.
Water Supply, Disturbance of, (C.C.L.) 55.
in Furnished Houses, (C.C.L.) 138.
Weighing Machine, Obstruction of Footpath by, (C.C.L.) 130.
Welsh Courts Bill, (T.) 303.
Whist Drive, Accident at, (C.C.L.) 125.
Whiteley, Mr. Cecil, K.C., 303.
Will, Admission to Probate of, (P.N.) 342.
Attestation of, (C.D.) 373.
Option given by, (C.D.) 364.
Witnesses, Service, Evidence of, (T.) 170.
Women Solicitors and Clerks deferment, (T.) 212.
National Service, (T.) 94.
Workmen's Compensation, (T.) 86, 198.
Beveridge Report and, (T.) 369.
Bill, (T.) 379.
and Colliery Disaster Relief, (T.) 24, 44.
Wrongful Dismissal of Traffic Supervisor, (C.C.L.) 165.

NAMES OF REPORTED CASES.

- Amand, *Re* [K.B.D.] 111, [C.A. & H.L.] 384
Apex Supply Co., Ltd., *In re* [C.D.], 27.
Arnold, *In re*; Calvert v. Whelan [C.D.], 105.
Ashworth, *Re*; Bent v. Thomas (Ch. Lane.), 134.
Bailey, A. v. Bailey, E.N. (by her Guardian) [P.D.A.], 195.
Banca Commerciale Italiana, *In re* [C.D.], 252.
Bank Polski v. K. J. Mulder & Co. (C.A.), 161.
Barnett and Block v. National Parcels Insurance Co., Ltd. [K.B.D.], 140, [C.A.], 233.
Beaumont v. Wilson [K.B.D.], 268.
Bertani (L.) & Co., Ltd. v. Hackney Borough Council [K.B.D.], 42.
Betts v. Penge U.D.C. [K.B.D.], 313.
Bomford v. Gentle [K.B.D.], 22.
Borman and Others v. L.N.E. Rlwy. Co. [K.B.D.], 126, [C.A.], 294.
Rose v. Harris [C.D.], 376.
Bourhill v. Young [H.L.], 349.
Bower's Settlement Trusts, *In re*; Bower v. Ridley-Thompson [C.D.], 48.
Bowring-Hanbury, Trustees in Bankruptcy of v. Bowring-Hanbury [C.D.], 132.
Bradberry, *In re*; National Provincial Bank v. Bradberry [C.D.], 349.
"British Fame," Owners of Steamship v. Owners of Steamship "Macgregor" [H.L.], 367.
British Fermentation Products, Ltd. v. British Italian Trading Co., Ltd. [K.B.D.], 195.
British Italian Trading Co., Ltd. v. Nicholls & Co., Ltd. [K.B.D.], 296.
Brown, *decd.*, *Re* H. H. [P.D.A.], 260.
Bullock v. Bullock and Vargolici [P.D.A.], 175.
Butler's Settlement Trusts, *In re*; Lloyds Bank v. Ford [C.D.], 268.
Caidan, *In re*; *ex parte* Official Receiver v. Regis Property Co., Ltd. [C.D.], 7.
Carter v. S.U. Carburettor Co., Ltd. [C.A.], 252.
Charman v. Thomas [K.B.D.], 360.
Churcher v. Reeves [K.B.D.], 28.
Citizens Permanent Building Society (Englefield) [C.D.], 174.
City Housing Trust, Ltd., *Re*; Kolb v. City Housing Trust, Ltd. [C.D.], 105.
Clarke, *Re*; Sheldon v. Redrup [C.D.], 282.
Clarke, F. A. S. v. J. M. G. A. Clarke [P.D.A.], 254.
Clayton v. Ramsden [H.L.], 384.
Coal Commission v. Earl Fitzwilliam's Royalties Company and Others [C.D.], 224.
Cobbold's Separation Deed, *In re*; Cobbold v. Davenport [C.D.], 295.
Cohen and Another v. Black [K.B.D.], 210.
Cole and Another v. Lynn [C.A.], 21.
Combox, Ltd. v. Cork N. Seals, Ltd. [K.B.D.], 376.
Conservative Club v. Westminster Assessment Committee [K.B.D.], 322.
Cook v. Taylor [C.D.], 217.
Crook and Willington Urban District Rating Authority v. Simpson [K.B.D.], 13.
Cummings v. British Fermentation Products, Ltd. [K.B.D.], 175.
Davies and Another v. Powell Duffryn Associated Collieries, Ltd. [H.L.], 294.
Dennis Settlement Trusts, *In re* [C.D.], 119.
Dipple v. Dipple [P.D.A.], 70.
Drage's, Ltd., *In re* [C.D.], 76.
Duncan and Another v. Cammell, Laird & Co., Ltd. [H.L.], 287.
Dunt v. L.N.E. Rlwy. Co. [K.B.D.], 203.
Earl Fitzwilliam's Collieries, Ltd. v. Phillips (I.T.) [C.A.], 274.
Egham and Staines Electricity Co., Ltd. v. Egham U.D.C. [K.B.D.], 126.
Ellenroad Ring Mill, Ltd., *Re* [Ch. Lane.], 235.
Eversfield v. Story [K.B.D.], 56.
Exelby v. Smith [K.B.D.], 7.
Ezekiel's Settlement Trusts, *In re*; National Provincial Bank, Ltd. v. Hyam [C.A.], 76.
Fagot v. Gaches (No. 1) [C.A.], 339.
Fagot v. Gaches (No. 2) [C.A.], 339.
Feigenbaum v. Sutcliffe [C.A.], 27.
Fibrosa Soci    anonyme v. Fairbairn, Lawson, Combe, Barbour, Ltd. [K.B.D., C.A. and H.L.], 232.
Fleming, S. E. v. Fleming, A. L. [P.D.A.], 332.
Forster's Settlement, *In re*; Forster v. Custodian of Enemy Property for England [C.D.], 49.
Foster & Son, Ltd., *In re* [C.D.], 91.
Fry, *In re*; Tasker v. Gulliford [C.D.], 349.
Gatward v. Gatward [P.D.A.], 97.
General Mortgage Society (Gt. Britain), Ltd., *In re* [C.D.], 77.
Gifford v. Whittaker [K.B.D.], 154.
Glanville (D.) & Co., Ltd. v. Lyne [K.B.D.], 147.
Glazier v. Staffordshire County Council [K.B.D.], 119.
Gold v. Essex County Council [H.L.], 295.
Goole Corporation v. Aire and Calder Navigation Trustees [K.B.D.], 182.
Gordon, *Re*; Public Trustee v. Bland and Others [C.D.], 21.
Gourjou, *In re*; Starling v. Custodian of Enemy Property [C.D.], 367.
Grade v. Director of Public Prosecutions [K.B.D.], 321.
Hall, *In re*; Holland v. A.-G. [C.A.], 20.
Harrison v. Stepney Borough Council [K.B.D.], 234.
Hartstoke Fruiters, Ltd. v. London, Midland and Scottish Railway Co. [K.B.D.], 331.
Hathaway (I.T.), v. Turner [K.B.D.], 77.
Hearts of Oak Permanent Building Society, *In re* [C.D.], 36.
Henriksen v. Grafton Hotels, Ltd. [K.B.D. and C.A.], 310.
Herrmann v. The Metropolitan Leather Co., Ltd. [C.D.], 49.
Hoff, *decd.*, *Re*; Carnley v. Hoff [C.D.], 105.
Hollington v. Hewthorn & Co., Ltd. [K.B.D.], 332.
Holt v. Heatherfield Trust, Ltd. and Others [K.B.D.], 174.
Home Remedies, Ltd., *In re* [C.D.], 340.
Hooper's Settlement, *In re*; Phillips v. Lake [C.D.], 360.
Humphreys v. Tyler [K.B.D.], 132.
Ilford Corporation v. Liddiard [K.B.D.], 190.
Inchcape, *In re*; Craigmyle v. Inchcape [C.D.], 218.
I.R. v. Rolls Royce, Ltd. [K.B.D.], 50.
Jacobs v. Jacobs [P.D.A.], 341.
Jacob's and Stedman's Contract, *In re* [C.D.], 190.
Jennings, Herman & Co., Ltd. v. Slater [K.B.D.], 253.
"Jersey," The [P.D.A.], 313.
Joel, *In re*; Rogerson v. Joel [C.D.], 268.
Johnson, R. W., Ltd. *In re* [C.D.], 49.
Johnstone v. Swan Estates, Ltd. [C.D.], 13.
Jones v. Amalgamated Anthracite Collieries, Ltd. [C.A.], 392.
Jones v. Johnson [K.B.D.], 120.
Jones' Will Trusts, *In re*; Jones v. Jones [C.D.], 174.
Joss v. Joss [P.D.A.], 385.
King, *In re*; Barclays Bank, Ltd. v. King [C.A.], 252.
Knight v. Great Western Railway Co. [K.B.D.], 331.
Knight v. Sheffield Corporation [K.B.D.], 311.
Knupffer v. London Express Newspaper, Ltd. [C.A.], 367.
Lane v. Min. of War Transport [C.D.], 97, [C.A.], 202.
Lannoy, *Ex parte* [K.B.D.], 133; [C.A.], 321.
"Larchbank," Owners of, v. Owners of "British Petrol" [H.L.], 391.
Laurie v. Raglan Building Co., Ltd. [C.A.], 69.
Leicester Temperance and General Permanent Building Society's Application (Gough), *In re*, [C.D.], 154; [C.A.], 233.
Leighton's Investment Trust, Ltd. v. Cricklewood Property and Investment Trust, Ltd. [K.B.D.], 368.
Lester, *In re*; Lester v. Lester [C.D.], 168.
Lewis, *In re*; Goronwy v. Richards [C.D.], 253 [see also p. 288].
Lindop, *In re*; Lee-Barber v. Reynolds [C.D.], 242.
Littlewood v. Littlewood [P.D.A.], 341.
Lloyds Bank, Ltd. v. Dalton [C.D.], 282.
London Casino, Ltd., *In re* the; Application of the National Provincial Bank, Ltd. [C.D.], 203.
London County Freehold and Leasehold Properties, Ltd. v. Sweet (I.T.) [K.B.D.], 312.
London General Income Tax Commissioners v. Gibbs and Others [H.L.], 147.
London Passenger Transport Board v. Chelsea Borough Council and Others [R.C.C.], 22.
London Passenger Transport Board v. Middlesex C.V.C. and Others [R.C.C.], 50.
London Passenger Transport Board v. Railway Assessment Authority; London County Council v. Same [R.C.C.], 42.
Lusty Barring & Co., Ltd. v. Guillet, Sons & Co., Ltd. [K.B.D.], 77.
Lyns (J.) & Co., Ltd. v. Knowles [K.B.D.], 323.
McKean v. Raynor Bros., Ltd. [K.B.D.], 376.
Mann, *In re* J. C. [P.D.A.], 254.
Margot Bywaters, Ltd., *Re*, *In the matter of* [C.D.], 21.
Meigh v. Wickenden [K.B.D.], 218.
Middlesex County Council v. Kiverstein [C.A.], 139.
Model Farm Dairies (Bournemouth), Ltd. v. Newman [C.A.], 331.
Moorgate Estates, Ltd., *In re*; Moorgate Estates, Ltd. v. Trower [C.D.], 161.
Morgan v. Davies [K.B.D.], 36.
Morgan, *In re*; Morgan v. Morgan [C.A.], 195.
Morton, W. C. v. Morton, M. A. [P.D.A.], 64.
Mottram v. South Lancashire Transport Co. [C.A.], 321.
Mummery v. Mummery [P.D.A.], 120.
Murray v. Parkes; Keaveney v. Same; Costello v. Same; Folan v. Min. of Labour and National Service; Mulloy v. Same [K.B.D.], 234.
Nairne v. Stephen Smith & Co., Ltd. [K.B.D.], 349.
Nelson v. Hannam [C.D.], 339.
O'Connor (decd.), *Re* [P.D.A.], 106.
Ogilby, *In re*; Ogilby v. Wentworth-Stanley [C.D.], 132.
Owens v. Minaprio [K.B.D.], 7.
Parsons, *In re*; Parsons v. A.-G. [C.D.], 202, 359.
Portman v. Latta [K.B.D.], 119.
Price v. Mann [K.B.D.] [C.A.], 252.
Pritchard Jones v. Le Vay [C.A.], 7.
Proctor v. Johnson & Phillips, Ltd. [K.B.D.], 340.
Progressive Supply Co., Ltd. v. Dalton [C.D.], 385.
R. v. Barnes [Cr. A.], 341.
R. v. Bonnyman [Cr. A.], 274.
R. v. Hammond [K.B.D.], 78.
R. v. Hill [C.C.A.], 134.
R. v. Home Secretary, *ex parte* Budd [C.A.], 111.
R. v. Minister of Health; *ex parte* Staffordshire Mental Hospitals Board [K.B.D.], 84; [C.A.], 267.
R. v. Roberts [C.C.A.], 98.
R. v. Snell, *ex parte* St. Marylebone Borough Council [K.B.D.], 161.
R. v. Snelling [C.C.A.], 134.
R. v. Wattam [K.B.D.], 77.
R. v. West Middlesex Assessment Committee and Others, *ex parte* Southall Rating Authority [K.B.D.], 210.
R. v. Woking Justices, *ex parte* Johnstone [K.B.D.], 260.
Radley v. London Passenger Transport Board [K.B.D.], 147.
Rayner (J. H.) & Co., Ltd. v. Hambro's Bank, Ltd. [K.B.D.], 302.
Read v. Read [P.D.A.], 341.
Redpath, Brown & Co., Ltd. v. Hayes [C.A.], 91.
Repton Foundry, Ltd., *In re* [C.D.], 331.
Rhodes v. Secretary of State for War [K.B.D.], 64.
Richardson, D. M. v. A. A. Richardson [P.D.A.], 254.
Roadways Transport Development, Ltd. v. A.-G. [C.A.], 48.
Robinson v. Bailey [C.D.], 105.
Robinson v. London Brick Co. [C.A.], 288.
Rodger v. Vary [K.B.D.], 132.
Routledge, *In re*; Marshall v. Elliott [C.D.], 321.
Rudd, *In re*; Royal Exchange Assurance v. Ballantine [C.D.], 242.
Salisbury v. Marcel [C.A.], 251.
Sawyer and Another v. Windsor Brace, Ltd. [K.B.D.], 392.
Scottish Dyers and Cleaners (London), Ltd. v. Manheimer [K.B.D.], 133.
Sea and Land Securities, Ltd. v. William Dickinson and Co., Ltd.; The "Alresford" [C.A.], 282.
Sharman's Will Trusts, *In re*; Public Trustee v. Sharman [C.D.], 174.
Shepherd, *In re*; Harris v. Shepherd [C.D.], 385.
Shiers v. Shiers (King's Proctor showing cause) [P.D.A.], 341.
Simon v. Islington Borough Council and Others [K.B.D.], 313.
Skelton and Others v. Younghouse and Another [H.L.], 273.
Skinner, *In re*; Milburn v. Skinner [C.D.], 13.
Slawson v. Slawson [P.D.A.], 254.
Smart Bros., Ltd. v. Ross [C.A.], 20.
Smith & Fawcett, Ltd., *In re* [C.A.], 147.
Sovfracht, V/O v. Gebr. van Udem Scheepvaart en Agentuur Maatschappij [C.A.], 69, [H.L.], 376.
Sparks v. Edward Ash, Ltd. [K.B.D.], 322.
Staddon v. Price [K.B.D.], 162.
Stoker v. Elwell [C.D.], 83.

Styler, *In re*; Styler v. Griffith [C.D.], 234.
Summers v. Salford Corporation [H.L.], 391.
Sun Life Assurance Society v. Relton [C.D.], 210.
Sutcliffe v. Min. of Health [K.B.D.], 133.
Sutcliffe, *In re*; Jackson v. Sutcliffe; Houghton v. Sutcliffe [C.D.], 311.
Swindon Corporation v. Wiltshire Standing Joint Committee [K.B.D.], 92.
Taylor v. Sims & Sims (a firm) [K.B.D.], 312.
Tharp, *In re*; Longrigg v. People's Dispensary for Sick Animals of the Poor, Inc. [C.D.], 302.
Thomas v. Kensington [K.B.D.], 203.
Tully v. West Hartlepool Steam Navigation Co., Ltd. [K.B.D.], 119.
Vandyke v. Adams [C.D.], 56.
V.G.M. Holdings, Ltd., *In re* [C.A.], 63.

Wallrock v. Equity and Law Life Assurance Society [C.A.], 224.
Ward, *In re*; *ex parte* Hammond & Son v. The Official Receiver [C.D.], 105.
Ware v. Ware [P.D.A.], 8.
Waring, *Re*; Westminster Bank, Ltd. v. Awdry [C.D.], 139; [C.A.], 310.
Warriow v. Ward [C.D.], 70.
Waterlow & Sons, Ltd. v. Shoreditch Assessment Committee [K.B.D.], 168.
Welsh Church Acts, 1914 and 1919, *In re*, and *In re* Tithe Act, 1936; Tithe Redemption Commission v. Commissioners of Church Temporalities in Wales [C.D.], 385.
Westminster Bank, Ltd. and Another v. Edwards and Another [H.L.], 232.
Westrik, *In re*; Public Trustee v. Middlesex Hospital [C.D.], 340.
Westways Garage, Ltd., *In re* [C.D.], 217.

Whitstable U.D.C. v. Tritton [C.A.], 21.
Williams-Ashman v. Price and Williams [C.D.], 49.
Winter, E. C., and Winter, J. S. [P.D.A.], 323.
Wood v. Smallpiece [C.A.], 83.
Woolfall & Rimmer, Ltd. v. Moyle and Another [C.A.], 63.
Woolgar, *In re*; Woolgar v. Hopkins [C.D.], 161.
Woolwich Equitable Building Society (T. Haywood), *In re* an Application of [C.D.], 56.
Worthing Borough Council v. The Southern Ry Co. [C.D.], 63; [C.A.], 287.
Yorkshire Dale Steamship Co., Ltd. v. Min. of War Transport: "The Coxwold" [K.B.D., C.A., H.L.], 359.
Zürich General Accident & Liability Insurance Co., Ltd. v. Morrison [C.A.], 267.

NAMES OF CASES IN "COUNTY COURT LETTER."

Adeock v. Popple [Spalding], 40.
Allen v. H. Baggaley & Sons, Ltd. [Mansfield], 248.
Ashton v. Boston Co-operative Society [Boston], 146.
Attorney-General v. Perry [Canterbury], 201.
Bailey v. Cole [Leicester], 265.
Barker (P. F.) & Son v. Hubbard and Phillips [Grantham], 130.
Birmingham Corporation v. Power [Birmingham], 382.
Bishop of Gloucester v. Cunnington [Cheltenham], 230.
Bodman v. Northampton Brewery Co., Ltd. [Northampton], 153.
Bowmaker, Ltd. v. Lee [Coventry], 4.
Britton v. Thompson [Weston-super-Mare], 67.
Brunt v. Brackenbury [Chippenham], 186.
Broadwell v. Leicester Co-operative Society [Leicester], 265.
Busby's (Bradford), Ltd. v. Garscadden and Wife [Bradford], 293.
Cliff v. Williams [Wellington], 265.
Coater v. Turner's Trustees [Scarborough], 248.
Collier v. Chivers [Chippenham], 293.
Cooksley v. Hepper [Torquay], 186.
Coon v. May [St. Austell], 4.
Cooper v. Ecob [Walsall], 130.
Corner v. Eyton [Wellington], 239.
Cornwell v. Wallace [Chippenham], 248.
Cox v. Sharpley [Lincoln], 319.
Crooke v. Whetton [Stratford-on-Avon], 118.
Cummings v. Ireland [Tamworth], 90.
Dawson v. Dowson Supply Co., Ltd. [Stafford], 165.
Dawton v. C. & T. Painter, Ltd. [Honiton], 110.
Deakin v. Entwistle [Manchester], 356.
Donne v. Treasure [Cheltenham], 62.
Evans v. Mellor and Glover [Walsall], 389.
Featherstone v. Norman [Haltwhistle], 374.
Fieldsend v. Ruston & Hornsby, Ltd. [Lincoln], 67.

Garner v. Folt; James, third party [Leighton Buzzard], 271.
Gilbert v. Green [Coventry], 307.
Godfrey v. Guest and Another [Lichfield], 319.
Green v. Kershaw [Lichfield], 293.
Hind v. Lincolnshire Road Car Co., Ltd. [Grantham], 329.
Homersley v. Peters Bros. [Ruthin], 46.
International Tea Stores v. Shail [Malvern], 201.
Jenkins v. Hall [Malvern], 138.
Jones v. Morrey [Hanley], 75.
Lane v. Goode [Royston], 55.
Little v. Midland Employers' Mutual Assoc., Ltd., and Forest of Dean Stone Firm, Ltd. [Monmouth], 209.
Mackey v. Lipman [Nottingham], 329.
McWhinney v. Ahearn and McCunn [Stratford-on-Avon], 118.
Maguire v. Chief Constable of Leamington; Bryan v. Same [Coventry], 12.
Mann v. Brooker [Gloucester], 130.
Marchant v. Hepper [Torquay], 186.
Marsbridge v. Sherwood Colliery Co., Ltd. [Mansfield], 248.
Martin v. Hepper [Torquay], 186.
Martin and Another v. Sydney Truscott, Ltd. [Torquay], 382.
Mason v. Southam United Telephone Cables, Ltd. [Northampton], 265.
Matthews v. Knight [Cheltenham], 201.
Mills v. Birmingham Small Arms Co., Ltd. [Bromsgrove], 216.
Milward v. Lewis's, Ltd. [Birmingham], 4.
Morgan v. Evans [Aberystwyth], 356.
Peak, H. W., Ltd. v. Pilgrim [Cambridge], 40.
Perry v. James Holt & Son, Ltd. [Walsall], 90.
Power v. Derbyshire Stone, Ltd. [Matlock], 286.

Pritchard v. North's Navigation, Ltd. [Bridgend], 172.
Renshaw v. Pearce [Stratford-on-Avon], 125.
Richards v. The Milk Marketing Board; Capel, third party [Kidderminster], 307.
Richards and Wife v. Griffin [Kidderminster], 239.
Righton v. Gadsby [Stratford-on-Avon], 40.
Ripington v. Kingerlee & Sons, Ltd. [Oxford], 374.
Rolf Bros. v. Holmes [Boston], 125.
Ross v. Woodhouse [Bromsgrove], 102.
Rumbridge v. Boyes [Tamworth], 103.
Russell v. Frank Gee & Sons [Lichfield], 55.
Saunders v. Farthing [Trowbridge], 62.
Sharpley v. Nainby-Manby [Grimsby], 83, 90.
Slater v. Baggeridge Colliery, Ltd. [Dudley], 230.
Slater v. H. W. Lindop & Sons, Ltd. [Walsall], 146.
Spackman v. Burrell [Newbury], 347.
Stubble v. Black Sluice Internal Drainage Board [Spalding], 271.
Terry v. Lauri [Lancaster], 337.
Toy v. Skinner [Exeter], 75.
Treasure v. Jones [Cheltenham], 62.
Trouncer & Co. Ltd. v. Trinder [Shrewsbury], 103.
Try v. White [Penzance], 365.
Unitt v. Highley Mining Co., Ltd. [Bridgnorth], 103.
Upton-on-Severn R.D.C. v. Powell [Malvern], 382.
Wallis v. Penzance Corporation [Penzance], 374.
Wasley v. Jolly [Birmingham], 46.
Watson v. Watson [Birmingham], 96.
Webb v. Coombe Bakery (Teddington), Ltd. [Kingston-on-Thames], 271.
Wheatley v. Breeze [Stafford], 12.
Williams v. British Thomson-Houston Co., Ltd. [Rugby], 307.
Williams' Executors v. Lush [Plymouth], 110.
Willmet v. William T. Nicholls, Ltd. [Honiton], 130.
Witts v. J. Cook & Sons, Ltd. [Birmingham], 365.
Worton v. Gibbons (Dudley), Ltd. [Dudley], 337.

ANALYTICAL INDEX OF REPORTED CASES.

ACQUISITION OF LAND—

Extension of lease under verbal agreement—Consideration tenant's compliance with danger-structure notices—Whether expenditure part performance rendering written agreement unnecessary. [*Bertani (L.) & Co., Ltd. v. Hackney Borough Council*], 42.

ADMINISTRATION—

Alimony—Whether arrears recoverable against husband's estate—Matrimonial Causes Rules, 1937, r. 81. [*In re Woolgar; Woolgar v. Hopkins*], 161.

Annuities—Estate insufficient to provide for annuities in full—Actuarial value agreed—Before payment annuitant dies—Amount payable to annuitants' personal representatives. [*In re Bradberry; National Provincial Bank v. Bradberry. In re Fry; Tasker v. Gulliford*], 349.

Commorientes—Husband and wife killed by same bomb—Wife the younger—Presumption of survivorship—Law of Property Act, 1925, s. 184. [*In re Lindep; Lee-Barber v. Reynolds*], 242.

Distribution—Intestate carried on farming business at a loss—Leaves live and dead farming stock—Whether cattle "personal chattels"—Administration of Estates Act, 1925, ss. 46 (1), 55 (1) (x). [*In re Ogilby; Ogilby v. Wentworth-Stanley*], 132.

Practice—Application for appointment of a receiver pending probate—Whether application by writ or summons—R.S.C., Ord. 55, rr. 3, 4. [*In re Sutcliffe; Jackson v. Sutcliffe; Houghton v. Sutcliffe*], 311.

Practice—Distribution—Testator covenants to pay annuities—Retention of assets. [*Arnold, In re; Calvert v. Whelan*], 105.

Retainer—Debt due to executor as trustee—"Debts owing to the personal representative in his own right"—Administration of Estates Act, 1925, s. 34 (2). [*In re Rudd; Royal Exchange Assurance v. Ballantine*], 242.

ALIEN—

Detention on high seas—Brought against will to United Kingdom port—Detained on ground of refusal of leave to land—No request or desire to land—Legality of detention—Aliens Order, 1920, arts. 3 (4), 5a. [*Ex parte Lannoy*], 133, 321.

Enemy—Plaintiff resident in enemy-occupied territory—Right to sue. [*V/O Sovfracht v. Gebr. van Udens Scheepvaart en Agentuur Maatschappij*], 376.

BANKRUPTCY—

Landlord distrains within three months of receiving order on the goods of the tenant's wife—Goods sold by bailiff—Whether proceeds of sale payable to trustee in bankruptcy—Bankruptcy Act, 1914, s. 33 (4). [*In re Caidan; Ex parte Official Receiver v. Regis Property Co., Ltd.*], 7.

Proving creditors paid in full—Some creditors who had not proved unpaid—Whether judgment creditor entitled to charging order on balance in hands of trustee—Bankruptcy Act, 1914, ss. 67, 69. [*In re Ward, ex parte Hammond and Son v. The Official Receiver*], 105.

BILLS OF EXCHANGE—

Accepted in Poland and payable in Netherlands currency—Place of payment specified as, but not only as, Amsterdam—Payment demanded in London—Acceptors liable—Bills of Exchange Act, 1882, ss. 19, 45, 52. [*Bank Polski v. K. J. Mulder & Co.*], 161.

CHOSE IN ACTION—

Judgment debt—Assignment by creditor—Garnishee order nisi served on debtor before notice of assignment received—Validity of assignment. [*Holt v. Heatherfield Trust, Ltd. and Others*], 174.

COMPANY—

Advance made by company to enable shareholders to pay calls on its shares—Whether this financial assistance for "the purchase" of the company's shares—Misfeasance—Companies Act, 1929, s. 45. [*In re V. G. M. Holdings, Ltd.*], 63.

Articles confer power to refuse to register transfer—Directors refuse to register part of holding—Validity of refusal. [*In re Smith & Fawcett, Ltd.*], 147.

Liquidation—Rights of preference shareholders—Profits since liquidation—Whether applicable as dividend—Division of surplus assets. [*In re Foster & Son, Ltd.*], 91.

Meeting of debenture-holders approving scheme of arrangement—Official Receiver appointed as proxy—Validity of appointment—Companies Act, 1929, s. 153—Companies Winding-Up Rules, 1929, r. 150. [*In re General Mortgage Society (Gt. Britain), Ltd.*], 77.

Memorandum of association—Company ceases to carry on business—Company seeks to alter objects in memorandum—Jurisdiction of court to sanction alteration—Companies Act, 1929, s. 5 (1) (d). [*In re Drage's, Ltd.*], 76.

Preferential creditor in respect of salaries and wages—Distinction between "clerk or servant" and "workman or labourer"—Companies Act, 1929, s. 264. [*In re The London Casino, Ltd.; Application of the National Provincial Bank, Ltd.*], 203.

Reduction of capital. [*Re Ellenroad Ring Mill, Ltd.*], 235.

Struck off the register—New company registered with the same name—Application to restore old company to the register—Difficulty of name—Procedure—Companies Act, 1929, ss. 17, 295. [*In re Repton Foundry, Ltd.*], 331.

Voluntary liquidation—Arrears of purchase tax—Whether Commissioners should be allowed to disclaim—Companies Act, 1929, s. 174. [*In the Matter of re Margot Bywaters, Ltd.*], 21.

Voluntary winding-up—Creditor petitions for compulsory order—Petition opposed by majority of creditors—No right to order—Companies Act, 1929, s. 255. [*In re Home Remedies, Ltd.*], 340.

Winding-up—List of contributories settled—On the applicant's objection his name removed from list—Subsequently appointed liquidator proposes to include name in supplementary list—*Res judicata*—Companies Act, 1929, ss. 203, 220—Companies (Winding-up) Rules, 1929, rr. 78 to 83. [*In re Westways Garage, Ltd.*], 217.

CONTRACT—

Frustration—War. [*Fibrosa Societ  Anonyme v. Fairbairn, Lawson, Combe, Barbour, Ltd.*], 232.

Frustration—Whether building lease a commercial adventure—Difference between lease and contract—Applicability to building lease. [*Leighton's Investment Trust, Ltd. v. Cricklewood Property and Investment Trust, Ltd.*], 368.

Letter of credit issued by bank covering shipment of goods—Goods described by different words in bill of lading and letter of credit—Goods identified in terms customary in trade—No ground for bank's refusal to pay drafts. [*J. H. Rayner & Co., Ltd. v. Hambro's Bank, Ltd.*], 302.

Promissory note—Promisor's undertaking to select an acre of his land for conveyance to promisee at his option in event of default in repayment—Default made—Promisor's refusal to select acre—Promisee's rights. [*Thomas v. Kensington*], 203.

Sale of goods—Condition excluding cancellation for delay in delivery—Whether "reasonable" delay implied. [*Lusty Barring & Co., Ltd. v. Guilliet, Sons & Co., Ltd.*], 77.

CRIMINAL LAW—

Evidence—Confession—Admissibility—Allegation that confession extorted—Cross-examination as to its truth—Validity. [*R. v. Hammond*], 78.

Evidence—Identification—Evidence by police officer that prisoner's photograph seen in book of photographs—Jury warned against drawing unfavourable inference—Procedure where irregular evidence admitted. [*R. v. Wattam*], 77.

Loitering with intent—Arrest of suspected person—Antecedent facts giving rise to suspicion—Observations of several police officers pooled—Vagrancy Act, 1824, s. 4. [*Cohen and Another v. Black*], 210.

Manslaughter by neglect—Helplessness of deceased—Assumed in summing up—Extent of negligence required for manslaughter—"Reckless"—"Wicked." [*R. v. Bonnyman*], 274.

Murder—Defence of insanity—Sadism not insanity. [*R. v. Hill*], 134.

Murder—Issue of manslaughter withdrawn from jury—Misdirection—Substituted verdict. [*R. v. Roberts*], 98.

Receiving—Stolen goods rationed and belonging to hospital—Guilty knowledge. [*R. v. Snelling*], 134.

Unsatisfactory verdict—Principles on which appeal allowed. [*R. v. Barnes*], 341.

DAMAGES—

Non-delivery of machine—Loss of use—Measure of damages—Formation of separate manufacturing company to use the machines—Agreement by sales company to take whole output—Loss of power to earn profits—Claim by sales company—Remoteness. [*Combox, Ltd. v. Cork N. Seals, Ltd.*], 376.

Recovered by deceased's person's estate under Law Reform Act—To be taken into account in assessing dependent's claim under Fatal Accidents Act. [*Davies and Another v. Powell Duffryn Associated Collieries, Ltd.*], 294.

DIVORCE—

Alimony pendente lite—Wife's denial of adultery—Admissions in letter—Husband and wife living apart by consent—Petitioner seeking discretion of court—All circumstances to be considered—Supreme Court of Judicature (Consolidation) Act, 1925, s. 190—Administration of Justice (Miscellaneous Provisions) Act, 1938, s. 14. [*Bullock v. Bullock and Vargolici*], 175.

Application for secured maintenance—Subsequent death of respondent—Meaning of "cause of action"—Supreme Court of Judicature (Consolidation) Act, 1925, s. 190; Law Reform (Miscellaneous Provisions) Act, 1934, s. 1. [*Dipple v. Dipple*], 70.

Desertion for at least three years immediately preceding the presentation of petition—Offer to return on condition of no marital intercourse—When unreasonable—Matrimonial Causes Act, 1937, s. 2; Supreme Court of Judicature (Consolidation) Act, 1925, s. 176. [*Slawson v. Slawson*], 254.

Desertion for three years immediately preceding petition—Offer of reconciliation—Not genuine—Ends desertion only if genuine—Supreme Court of Judicature (Consolidation) Act, 1925, s. 176; Matrimonial Causes Act, 1937, s. 2. [*Ware v. Ware*], 8.

Desertion for three years immediately preceding petition—Return of husband for one night during three years—No intention to resume cohabitation—Desertion period not interrupted—Supreme Court of Judicature (Consolidation) Act, 1925, s. 176; Matrimonial Causes Act, 1937, s. 2. [*Mummery v. Mummery*], 120.

Desertion—Refusal of sexual intercourse—Other disagreeable conduct—Living in same house—Whether constructive desertion. [*Littlewood v. Littlewood*], 341.

- Incurable insanity—Guardian *ad litem*—Appointment of clerk to hospital visiting committee—General resolution—Comments on appointment—Necessity for detachment—Practice—Production of Board of Control file—Matrimonial Causes Act, 1937, s. 2; Supreme Court of Judicature (Consolidation) Act, 1925, s. 176. [Bailey, A. v. Bailey, E. N. (by her Guardian)], 195.
- Petition—Leave to dispense with service—Respondent resident in enemy country—Leave refused—No means of communication—*No vis major*—Matrimonial Causes Act, 1857, s. 42. [Read v. Read], 341.
- Solicitor's duty—Warning petitioner as to disclosure of adultery. [Shiers v. Shiers (King's Proctor showing cause)], 341.
- Undefended—Decree *nisi* on ground of desertion—Wife's petition—Husband's application for rehearing—No merits in application—When allowed—Public interest—Matrimonial Causes Rules, 1937, r. 36 (1). [Winter v. Winter], 323.
- Variation of settlement—No express reference in settlement to marriage—Settlement made "because of" marriage—Therefore post-nuptial—Supreme Court of Judicature (Consolidation) Act, 1925, s. 192. [Joss v. Joss], 385.
- Wife's petition—Desertion for three years and upwards—Separation order with non-cohabitation clause—Variation of weekly amount at wife's instance—Non-cohabitation clause later erased at wife's instance—Motive to obtain divorce at end of three years—Not necessarily fatal—Further evidence advisable. [Gatward v. Gatward], 97.
- EASEMENT—
- Support of buildings by buildings—Enjoyment alleged to be claim—Means of knowledge of servient owner—Duty to know boundaries—Interior arrangement of dominant tenement changed—Burden not increased—Easement unaffected. [Lloyds Bank, Ltd. v. Dalton], 282.
- ECCLIASTICAL LAW—
- Church in Wales—Tithe rent-charge—Vesting in Ecclesiastical Commissioners—Whether lay impropricators—Welsh Church Act, 1914, ss. 4, 28 (1). [In re Welsh Church Acts, 1914 and 1919, and In re Tithe Act, 1936; Tithe Redemption Commission v. Commissioners of Church Temporalities in Wales], 385.
- ELECTRICITY—
- Company supplying current for local authority's street lighting—Provision for abatement of authority's payments on failure of lights from causes beyond company's control—Reduced consumption through lighting restrictions—No abatement claimable. [Egham and Staines Electricity Co., Ltd. v. Egham U.D.C.], 126.
- EMERGENCY LEGISLATION—
- Agriculture—Direction to make field stockproof—Field occupied for sawmill and timber storage—Business discontinued—Only part of field covered by sawmill—Intention of occupier to re-start business immaterial—Whether field "agricultural land"—Defence (General) Regulations, 1939, regs. 62, 100. [Staddon v. Price], 162.
- Application by mortgagees for leave to exercise remedies—Mortgagor had assigned equity of redemption—Assignee not liable to mortgagee—Neither mortgagor nor assignee entitled to relief—Application to be made *ex parte*—Courts (Emergency Powers) Act, 1939, s. 1 (4). [In re an Application of the Woolwich Equitable Building Society (T. Haywood)], 56.
- Billeting—Obligation to care for child evacuee besides providing board and lodging—Justices' refusal to entertain complaint where evacuee over 14 years old—Validity—Defence (General) Regs., 1939, reg. 22. [Rodger v. Varey], 132.
- Billeting—Service of notice by inserting in letter-box of house—Evidence that person inside house—Whether delivery to a "person on the premises"—Defence (General) Regs., 1939, regs. 22, 97. [Bomford v. Gentle], 22.
- Billeting—Whether billeting officer entitled to delegate service of billeting notices—Defence (General) Regs., 1939, reg. 22. [Humphreys v. Tyler], 132.
- Civil defence—Employment—Persons to remain in employment until services "dispensed with"—Employee not entitled to dispense with own services—Civil Defence (Employment and Offences) (No. 2) Order, 1941, art. 2. [Ilford Corporation v. Ljddiard], 190.
- Company—Petition to wind up—Protection order made by the registrar of the county court—Procedure—Transfer to county court—Liabilities (War-Time Adjustment) Act, 1941, ss. 3, 20. [In re R. W. Johnson, Ltd.], 49.
- Constitutional law—National service—Citizens of Eire resident in England—Liability to be called up. [Murray v. Parkes; Keaveney v. Same; Costello v. Same; Folan v. Minister of Labour and National Service; Mulloy v. Same], 234.
- Fire-watching—Fire-watcher's dwelling-house in yard of premises to be watched—Time spent in house not an absence from duty. [Exelby v. Smith], 7.
- Hire-purchase agreement—Hirer in arrear with instalments—Hirer agrees to surrender chattels in consideration of cash payment—Whether leave of the court necessary to enforcement of new agreement—Courts (Emergency Powers) Act, 1939, s. 1 (2). [Smart Brothers, Ltd. v. Ross], 20.
- Judgment for damages to be assessed—Order as to costs—Application for examination as to means—No leave required—Meaning of "proceed to execution"—R.S.C., Ord. 42, r. 32; Courts (Emergency Powers) Act, 1939, s. 1 (1) (c). [Fagot v. Gaches (No. 2)], 339.
- Landlord and tenant—Power to determine lease if premises unfit—Whether power exercisable where services cut off as a result of war damage—Landlord and Tenant (War Damage) Act, 1939, s. 1. [Johnstone v. Swan Estates, Ltd.], 13.
- Landlord and tenant—Premises damaged by enemy action—Landlord's notice to avoid disclaimer—Erroneous reference to wrong section—Notice bad for ambiguity—Landlord and Tenant (War Damage) Act, 1939, ss. 4, 10, 11. [Price v. Mann], 252.
- Landlord and tenant—Premises damaged by enemy action—Multiple lease—Question of fact for county court judge—Question agreed between parties—Substitution by Court of Appeal of own finding that no multiple lease—Validity—Landlord and Tenant (War Damage) Act, 1939, ss. 15, 24. [Westminster Bank, Ltd. and Another v. Edwards and Another], 232.
- Landlord and tenant—Tenant's default in rent—Landlord's notice to sub-tenant to pay rent direct to him—Whether leave of court necessary—Law of Distress (Amendment) Act, 1908, s. 6—Courts (Emergency Powers) Act, 1939, s. 1 (2) (ii). [Wallrock v. Equity and Law Life Assurance Society], 224.
- Landlord and tenant—Uncontrolled premises—Notice to quit—Order for possession—Leave of court not needed for issue of writ of possession—Courts (Emergency Powers) Act, 1939, s. 1 (2) (a) (iii). [Whitstable Urban District Council v. Tritton], 21.
- Landlord and tenant—War damage—Disclaimer—"Multiple lease"—Meaning—Landlord and Tenant (War Damage) Act, 1939, ss. 15, 24—Landlord and Tenant (War Damage) (Amendment) Act, 1941, Schedule. [Herrmann v. The Metropolitan Leather Co., Ltd.], 49.
- Mortgage—Assignment of equity of redemption—Application to exercise mortgagee's remedies—Whether assignee necessary party—Courts (Emergency Powers) Act, 1939, s. 1 (2) (4). [In re Leicester Temperance and General Permanent Building Society's Application (Gough)], 154, 233.
- Mortgage—Covenant to insure against war damage—Impossibility of performance—Order enforcing mortgagee's rights by reason of the breach of covenant—Jurisdiction to grant relief—Landlord and Tenant (War Damage) (Amendment) Act, 1941, s. 11. [In re Moorgate Estates, Ltd. Moorgate Estates, Ltd. v. Trower], 161.
- Mortgage—Leave to foreclose granted—Order for foreclosure absolute—Mortgagor fails to give up possession—Leave of court not required to issue writ of possession—Courts (Emergency Powers) Act, 1939, s. 1 (3)—Possession of Mortgaged Land (Emergency Provisions) Act, 1939, s. 2 (1). [Wood v. Smallpiece], 83.
- Mortgage—Mortgagee purchases equity of redemption—Whether leave necessary before possession taken—Courts (Emergency Powers) Act, 1939, s. 1 (2). [Re Sun Life Assurance Society v. Relton], 210.
- Practice—Mortgagee seeks to enforce security—Mortgagor cannot be found—Method of service—Courts (Emergency Powers) Act, 1939, s. 1 (2)—Courts (Emergency Powers) (Consolidation) Rules, 1940, r. 15 (5). [Citizens Permanent Building Society (Englefield)], 174.
- Mortgage—Premises assigned subject to mortgage—Assignee bankrupt—Mortgagee seeks leave to enforce remedies—Proper respondent—Courts (Emergency Powers) Act, 1939, s. 1 (4). [In re Hearts of Oak Permanent Building Society], 36.
- Mortgagee applies for leave to appoint a receiver—Rents of property exceed mortgage interest—Whether court bound to effect equality between secured creditors—Courts (Emergency Powers) Act, 1939, s. 1 (2). [Pritchard-Jones v. Le Vay], 7.
- National service—Conscientious objector—Medical examination—Charge of refusal to undergo—Release under Probation of Offenders Act—Validity—National Service (Armed Forces) Act, 1939, s. 5—National Service Act, 1941, s. 4. [Eversfield v. Story], 56.
- Negligence—Contractor—Instruction by local authority to do first-aid repairs to bombed house—Contractor's workman injured by collapse of floor—Liability—"War injuries"—Personal Injuries (Emergency Provisions) Act, 1939, ss. 3 (1), 8. [Taylor v. Sims & Sims (a firm)], 312.
- Rationing—Maximum prices—Sale of two rations—Whether single transaction—Rationing Order, 1939, art. 6—Butter (Maximum Prices) (No. 2) Order, 1940, art. 1 (c). [Charman v. Thomas], 360.
- Regulations—"Necessary or expedient"—Jurisdiction of courts—Check trading—Emergency Powers (Defence) Act, 1939, s. 1 (1)—Defence (General) Regulations, 1939, reg. 55—Check Trading (Control) Order, 1942—Check Trading Direction, 1942. [The Progressive Supply Co., Ltd. v. Dalton], 385.
- Rent restriction—Charge of demanding "extortionate" rent—Question of degree—Rent payable by lessor an essential factor. [Jones v. Johnson], 120.
- Requisitioning of premises—Compensation—Costs incurred in ascertaining not recoverable—Compensation (Defence) Act, 1939, s. 2 (1) (d). [Rhodes v. Secretary of State for War], 64.
- Requisitioning powers—Minister requisitions vehicle while in his possession under prior hiring agreement—Validity of requisition—Compensation (Defence) Act, 1939, s. 17—Emergency Powers (Defence) Act, 1939, s. 1—Defence (General) Regulations, 1939, reg. 53. [Lane v. Minister of War Transport], 97, 202.
- Vendor and purchaser—Instalment of war damage contribution—Whether an "outgoing" and apportionable—War Damage Act, 1941, ss. 19, 20 (2) (3), 23 (1), 35, 82. [In re Jacob's and Stedman's Contract], 190.
- Winding up of enemy bank—Customers of the bank with accounts payable in enemy currency claim to be unsecured creditors—Validity of claim—Date for determining enemy character—Trading with the Enemy Act, 1939, s. 3A—Defence (Trading with the Enemy) Regulations, 1940. [In re Banca Commerciale Italiana], 252.

EVIDENCE—

Negligence—Conviction for driving without due care and attention—Whether admissible in civil proceedings against accused—Statement to police by deceased—Whether admissible—Evidence Act, 1938, s. 1 (3). [Hollington v. Hewthorn & Co., Ltd.], 332.

Factories and Workshops—

Contravention in factory—Receiver appointed under debenture—Whether chargeable with offence as occupier of premises. [Meigh v. Wickenden], 218.

Safety regulations—Exemptions—Proviso to exemption—Whether of substantive force—Contributory negligence and statutory negligence—S.R. & O., 1908, No. 1312. [Proctor v. Johnson & Phillips, Ltd.], 340.

Shipyard—Injury to workman on ship moored in part of river marked out by buoys—Whether a shipyard—Shipbuilding Regs., 1913. [Tully v. West Hartlepool Steam Navigation Co., Ltd.], 119.

Food and Drugs—

Adulterated milk—Churns waiting in the road for carrier—Sample taken in presence of consignor and one-third given to him—Whether milk "in transit"—Whether part of sample to be sent to consignor by post—Food and Drugs Act, 1938, s. 70. [Morgan v. Davies], 36.

False warranty—Time-limit for prosecution—False label attached to food—Defence that warranty only applicable to description in invoice—Validity—Food and Drugs Act, 1938, ss. 80 (1), 85 (2). [Herman Jennings & Co., Ltd. v. Slater], 253.

Food in tins—Misleading label—Purchase in shop by food inspector—Proceedings against manufacturer direct—Procedure—Food and Drugs Act, 1938, ss. 70 (1), 83 (3). [Cummings v. British Fermentation Products, Ltd.], 175.

Information—Further information by defendant against another person alleged to be responsible—Further information by that other person—Validity—Food and Drugs Act, 1938, s. 83. [British Fermentation Products, Ltd. v. British Italian Trading Co., Ltd.], 195.

Milk—Deficiency in solids—Milk left unattended—Evidence accepted by justices of inferior feeding due to national emergency—Defence made out. [Churcher v. Reeves], 28.

GUARANTEE—

Deed of arrangement by principal debtor—Covenant not to sue—Proviso against deed affecting rights of creditor against surety—Surety's consequential rights against debtor not affected. [Cole and Another v. Lynn], 21.

HABEAS CORPUS—

Allied forces—Foreign government established in United Kingdom—Conscription decree—Validity. [Re Amand], 111, 384.

Detention under Defence Regulations—Reasonableness of Home Secretary's belief not a relevant matter in considering legality of detention—Previous arrest on a false order no bar to subsequent arrest on proper grounds—Habeas Corpus Act, 1816, s. 3—Defence (General) Regs., 1939, reg. 18b (1) (1A). [R. v. Home Secretary, *ex parte* Budd], 111.

HIGHWAYS—

Abandonment by promoters of tram track—Duty of removing rails assumed by highway authority—Whether failure to make good surface with reasonable despatch non-feasance—Accident caused by dangerous condition of track—Liability of authority—London Passenger Transport Act, 1933, s. 23. [Simon v. Islington Borough Council and Others], 313.

Injury to surface by occupier of premises—Sprinkler arrangement fitted—No notice to highway authority—Whether offence against Highway Act—Highway Act, 1835, s. 30—Waterworks Clauses Act, 1847, s. 30—Public Health Act, 1936, ss. 121 (1), 279 (1), (2). [Beaumont v. Wilson], 268.

HIRE PURCHASE—

If agreement determined lump sum to be paid by hirers—Whether clause void—Penalty or liquidated damages. [In re Apex Supply Co., Ltd.], 27.

HOUSING—

Implied obligation on landlord to keep premises "reasonably fit for human habitation"—Broken sash cord—Injury to tenant—Whether breach of obligation—Housing Act, 1936, s. 2. [Summers v. Salford Corporation], 391.

HUSBAND AND WIFE—

Maintenance—Desertion by wife—Wilful neglect to maintain—Husband's liability—Summary Jurisdiction (Married Women) Act, 1895, s. 4. [D. M. Richardson v. A. A. Richardson], 254.

Neglect to maintain—Persistence in neglect—Jurisdiction—Where cause or matter wholly or partially arose—Summary Jurisdiction (Married Women) Act, 1895, s. 4. [F. A. S. Clarke v. J. M. G. A. Clarke], 254.

Post-nuptial deeds—Limited to personal covenants to pay—Whether a settlement—Whether terminated by death of husband. [Jacobs v. Jacobs], 341.

Separation order—Wilful neglect to provide reasonable maintenance—Previous agreement compromising proceedings—Whether valid agreement—Agreement punctually performed—No evidence in support of complaint—Summary Jurisdiction (Separation and Maintenance) Act, 1925, s. 1 (1). [Morton, W. C. v. Morton, M. A.], 64.

INSURANCE—

Employer's liability policy—Statement in proposal form about condition of machinery, etc.—Referable only to existing condition—Condition that insured to take reasonable care to prevent accidents—Construction. [Woolfall & Rimmer, Ltd. v. Moyle and Another], 63.

Goods stolen from car—Insurers liable to indemnify while car in "garage"—Car left in yard—Whether loss covered. [Barnett and Block v. National Parcels Insurance Co., Ltd.], 140, 233.

Marine—Stranding of ship during war-like operation—Whether marine or war risk. [Yorkshire Dale Steamship Co., Ltd. v. Minister of War Transport: "The Coxwold"], 359.

Motor car—Insurer's action to avoid policy—Notice to third party stating grounds of claim—Amendment of statement of claim—New matters not in notice—No right to rely on as against third party—Road Traffic Act, 1934, s. 10 (3). [Zurich General Accident and Liability Insurance Co., Ltd. v. Morrison], 267.

JUDGMENT—

Charging order—No express charge for interest—Judgments Act, 1838, ss. 14, 17—R.S.C., Ord. XLVI, r. 1. [Stoker v. Elwell], 83.

LANDLORD AND TENANT—

Assignment of lease—Covenant in lease that successive assignors to remain liable for rent—Assignment by lessee—Further assignment by assignee—Default by second assignee—Whether lessee liable. [J. Lyons & Co., Ltd. v. Knowles], 323.

Breach of repairing covenant—Diminution in value of reversion—Measure of damages—Landlord and Tenant Act, 1927, s. 18. [Portman v. Latta], 119.

Rent restrictions—Application of Acts—Payments for attendance and use of furniture—Increase of Rent and Mortgage Interest (Restrictions) Act, 1920, s. 12 (2), proviso (i); Rent and Mortgage Interest Restrictions Act, 1923, s. 10 (1). [Feigenbaum v. Sutcliffe], 27.

Rent restrictions—Limited company tenant—Whether entitled to benefit of restriction of rent—Increase of Rent and Mortgage Interest (Restrictions) Act, 1920, s. 1, and Rent and Mortgage Interest (Restrictions) Act, 1939, s. 3. [Carter v. S.U. Carburetter Co., Ltd.], 252.

Repairing covenants—Tenant's failure to observe at end of lease—Proposed demolition of premises—Scheme postponed because of war—Whether tenant protected from landlord's claim for breach of covenant—Landlord and Tenant Act, 1927, s. 18 (1). [Salisbury v. Marcel], 251.

LEGITIMATION—

Will of 1861 giving power to appoint to children—Appointment in favour of legitimated children—Disposition—Meaning—Legitimacy Act, 1926, ss. 1, 3 (1), 10 (2). [Re Hoff, deceased; Carnley v. Hoff], 105.

LABEL—

Libel on a class—General rule that member cannot sue—Exceptions—Judge sitting without jury—Measure of damages. [Knupffer v. The London Express Newspaper, Ltd.], 367.

LIMITATION—

Acknowledgment by debtor's executor in inland Revenue affidavit—Whether acknowledgment sufficient—Limitation Act, 1623. [Trustees in Bankruptcy of Bowring-Hanbury v. Bowring-Hanbury], 132.

LOCAL GOVERNMENT—

Hospital—Recovery of expenses of maintenance of wife from husband—Recoverable at common law as necessities—Recoverable from any other source—Public Health Act, 1936, s. 184. [Middlesex County Council v. Kiverstein], 139.

Housing (working classes)—Flat or housing estate—Application by authority to magistrate for possession—Jurisdiction—Small Tenements Recovery Act, 1938, s. 1—Housing Act, 1936, ss. 83 (1), 156 (2). [R. v. Snell, *ex parte* St. Marylbone Borough Council], 161.

Income tax—Repair and maintenance of streets taken over from port authority—Local authority's capital expenditure to be repaid by port authority by annual instalments—Tax not deductible. [Goole Corporation v. Aire and Calder Navigation Trustees], 182.

MASTER AND SERVANT—

Workmen's compensation—Basis of partial incapacity—"Earning or . . . able to earn in some suitable employment"—Pay and allowance as conscripted soldier—Workmen's Compensation Act, 1925, s. 9 (3) (i). [Jones v. Amalgamated Anthracite Collieries, Ltd.], 392.

MINES—

Coal—Vesting in Coal Commission—Whether rents and royalties apportionable—Basis of apportionment—Apportionment Act, 1870, s. 2—Coal Act, 1938, ss. 5 (2) (b), 8 (c). [Coal Commission v. Earl Fitzwilliam's Royalties Company and Others], 224.

MISTAKE OF LAW—

Recovery of money paid—Voluntary payment—Effect of threat of proceedings. [Sawyer and Another v. Windsor Brace, Ltd.], 392.

MORTGAGE—

Interest payable free of income tax—On 1st September, 1939, tax of 5s. 6d.—Tax subsequently raised—Whether mortgagor liable to pay increased tax—"Standard rate of interest"—Meaning—Rent and Mortgage Interest (Restrictions) Act, 1920, ss. 1, 2—Increase of Rent and Mortgage Interest Restrictions Act, 1939, Schedule. [Warrior v. Ward], 70.

Lease with option to purchase reversion charged—Mortgagee exercises option and takes conveyance of fee—Mortgagor claims conveyance of reversion on payment of purchase price. [Nelson v. Hannam], 339.

Receiver appointed by debenture-holder—Receiver agent of company—Director of company obstructs receiver—Debenture-holder claims injunction against director—Whether any cause of action. [Bose v. Harris], 376.

NEGLIGENCE—

Carriage of goods—Railway company—Failure to notify consignees of arrival of perishable goods at station—No wilful misconduct—Liability. [Hartstoke Fruiterers, Ltd. v. London, Midland and Scottish Railway Co.], 331.

- Collision caused by negligence—Spectator injured by shock—No apprehension of personal injury to herself—Liability. [*Bourhill v. Young*], 349.
- Hospital—X-ray treatment negligently applied by radiographer—Liability of hospital authority—Public Health Act, 1936, Pt. VI. [*Gold v. Essex County Council*], 295.
- Local authority—Public air-raid shelter in basement—Entrance through hole in footway—Warning sign unlighted—Plaintiff injured in darkness—Liability. [*Knight v. Sheffield Corporation*], 311.
- Pedestrian crossings—Pedestrian on crossing run down in black-out—Plan of contributory negligence not maintainable—Pedestrian Crossings (Traffic) Provisional Regulations, 1935 (25th January), reg. 3. [*Sparks v. Edward Ash, Ltd.*], 322.
- Poor law institution—Unlighted passage—Injury by falling to inmate outside dormitory during night—Liability. [*Glazier v. Staffordshire County Council*], 119.
- Public baths—Soap in foot-bath—Plaintiff injured by falling—Liability. [*Harrison v. Stepney Borough Council*], 234.
- Public trolley omnibus—Signal to start given by private person—Duty of conductor. [*Mottram v. South Lancashire Transport Co.*], 321.
- Road traffic—Moving vehicle overhanging pavement—Pedestrian injured—Skid—Whether negligent *per se*—Road slippery—Liability. [*Laurie v. Raglan Building Co., Ltd.*], 69.
- Transport undertaking—Omnibus—Overhanging branch—Window broken—Passenger injured—Driver's duty to see obstruction—Liability. [*Radley v. London Passenger Transport Board*], 147.
- PHARMACY AND MEDICINES—
Sale of goods—"Substance recommended as a medicine"—Designation of substance or ingredients to be disclosed—"Intended to be used as a food or drink"—Pharmacy and Medicines Act, 1941, ss. 11 (1) and 17 (1). [*Nairne v. Stephen Smith & Co., Ltd.*], 349.
- POLICE—
House-to-house collections—Licence by "police authority" required—Borough without own police force—Whether watch committee or standing joint committee the police authority—County Police Act, 1840, ss. 14, 15—Police Pensions Act, 1921, Sched. III—House to House Collections Act, 1939. [*Swindon Corporation v. Wiltshire Standing Joint Committee*], 92.
- PRACTICE—
Costs—Action by limited company under wrong name—Judge's refusal to substitute correct name—Judgment for defendant—Plaintiffs' solicitors' liability for costs. [*D. Glanville and Co., Ltd. v. Lyne*], 147.
- Costs—Legal advice taken and preliminary expenses incurred before issue of summons—On hearing no order made as to preliminary costs—Jurisdiction subsequently to provide for costs—R.S.C., Ord. XXVIII, r. 11. [*In re Incheape; Craigmyle v. Incheape*], 218.
- Interrogatories—Question as to state of health—Liability to answer. [*Model Farm Dairies (Bournemouth), Ltd. v. Newman*], 331.
- Judgment debt not immediately payable—Jurisdiction to make charging order—Court's discretion. [*Robinson v. Bailey*], 105.
- Order—Clerical error—Omission from order—Matter not in mind of court—Power to vary order—R.S.C., Ord. 55, r. 71. [*Re City Housing Trust, Ltd.; Kolb v. City Housing Trust, Ltd.*], 105.
- Production of documents—Undesirability of production in national interest—Principles applicable. [*Duncan and Another v. Cammell, Laird & Co., Ltd.*], 287.
- Service—Defendant a prisoner of war in enemy territory—Application to dispense with service—Whether defendant "an enemy"—Trading with the Enemy Act, 1939, c. 2—R.S.C., Ord. 9, r. 14b. [*Vandyke v. Adams*], 56.
- PRINCIPAL AND AGENT—
Liability to principal for torts of agent—Course and scope of employment—Doing authorised act in unauthorised manner—Whether principal liable. [*McKean v. Raynor Bros., Ltd.*], 376.
- PUBLIC HEALTH—
Landlord's removal of door and windows—Interference with comfort of occupiers—No finding of injury to health—Whether a "statutory nuisance"—Public Health Act, 1936, s. 92 (1) (a). [*Betts v. Penge U.D.C.*], 313.
- RAILWAYS—
Accommodation crossing for cattle—Collision in fog while cattle using crossing—Liability. [*Knight v. Gt. Western Railway Co.*], 331.
- Amalgamation of officers—Loss of office—Whether compensation payable if loss not due to amalgamation—Railways Act, 1921, Sched. III, s. 5. [*Borman and Others v. L.N.E. Rly. Co.*], 126, 294.
- Negligence—Sparks from engine—Igniting of cut grass left on embankment—Damage to adjoining premises—Liability. [*Dunt v. L.N.E. Rly. Co.*], 203.
- RATING AND VALUATION—
Erection of air-raid shelter in factory—Loss of space—Diminution in annual value—Reduction to be made in rating assessment—Valuation (Metropolis) Act, 1869, s. 4—Rating and Valuation (Air-raid Works) Act, 1938, s. 1 (1). [*Waterlow & Sons, Ltd. v. Shoreditch Assessment Committee*], 168.
- Hereditament included in first railway valuation roll—After expiry of quinquennial period local authority makes proposal for assessment of premises—Second railway valuation roll not then completed—Validity of proposal—Railways (Valuation for Rating) Act, 1930, s. 18 (3). [*Worthing Borough Council v. The Southern Rly. Co.*], 63, 287.
- Proposal to amend valuation list by increasing assessment—Proposal heard and determined—Notice of increase sent to ratepayer by assessment committee—Notice misleading through clerical error—Ratepayer's complaint that deprived of opportunity of appeal—Justices' refusal to issue distress warrant for increased amount demanded—Validity—Rating and Valuation Act, 1925, ss. 20, 37. [*Crook and Willington Urban District Rating Authority v. Simpson*], 18.
- Reduction in value of premises due to "present emergency"—Question whether reduction, applicable to all, or substantially all, classes of premises in same area—Valuation (Metropolis) Act, 1869, ss. 46, 47—Rating and Valuation (Postponement of Valuations) Act, 1940, s. 1 (1), (2). [*Conservative Club v. Westminster Assessment Committee*], 322.
- Transport undertaking—Assessment of net annual value—Sums to be included in or excluded from receipts. [*London Passenger Transport Board v. Railway Assessment Authority; London County Council v. Same*], 42.
- Transport undertaking including railways, tramways and trolley vehicles—Power stations—supplying electricity to—Whether industrial or non-industrial hereditaments—Rating and Valuation (Apportionment) Act, 1928, s. 3 (1), (2), (4). [*London Passenger Transport Board v. Chelsea Borough Council and Others*], 22.
- Transport undertaking—Power station supplying electricity to railways forming part of—Whether freight-transport or industrial hereditament—Rating and Valuation (Apportionment) Act, 1928, s. 5 (1)—London Passenger Transport Act, 1933, ss. 5 (4), 25 (1). [*London Passenger Transport Board v. Middlesex C.V.C. and Others*], 50.
- Valuation list—Amendment—Attempt to reopen assessments for past years—Powers of assessment committees. [*R. v. West Middlesex Assessment Committee and Others, ex parte Southall Rating Authority*], 210.
- REQUISITION—
Vehicle impressed for use of Army—Value paid to person in possession of vehicle who had no title to it—Whether payment to be deemed to be payment to real owners—Army Act, 1881, ss. 112, 113 (4), 115 (4). [*Roadways Transport Development, Ltd. v. A.G.*], 48.
- REVENUE—
Estate duty—Husband of testatrix disclaims legacy—Whether husband "competent to dispose" of legacy—Finance Act, 1894, ss. 5 (2), 22—Finance Act, 1914, s. 14. [*In re Parsons; Parsons v. Attorney-General*], 202, 359.
- Estate duty—Testator killed on active service—Duty remitted—Apportionment of sum remitted—Finance Act, 1924, s. 38. [*In re Joel; Rogerson v. Joel*], 268.
- Income tax—Coal-mining lease—Colliery company to pay fixed sum per acre worked "as liquidated damages in respect of the overlying surface"—Whether "rent" for an "easement"—Whether deductible from profits—Finance Act, 1934, s. 21 (1), (4) (b), (c). [*Earl Fitzwilliam's Collieries, Ltd. v. Phillips (Inspector of Taxes)*], 274.
- Income tax—Deductions—Investment company—Expense incurred in rearranging loan capital—Not deductible—Income Tax Act, 1918, s. 33 (1). [*London County Freehold and Leasehold Properties, Ltd. v. Sweet (Inspector of Taxes)*], 312.
- Income tax—Licensed premises—Payment for monopoly value—Not deductible in company profits. [*Henriksen v. Grafton Hotels, Ltd.*], 310.
- Income tax—Partnership—Addition of new partner—Whether cessation of trade—Income Tax Act, 1818, Sched. D, Cases I and II, r. 9 (1), (2). [*London General Income Tax Commissioners v. Gibbs and Others*], 147.
- Income tax—Pre-war will giving tax-free annuities—In 1940 deed creating annuity fund and releasing residue executed—Whether provision for payment of annuities "varied"—Finance Act, 1941, s. 15. [*In re Westrik; Public Trustee v. The Middlesex Hospital*], 340.
- Income tax—Town clerk—Change of employers—Whether "ceases to hold office"—Additional assessment—Validity—Finance Act, 1927, s. 45 (5). [*Hathaway (I.T.) v. Turner*], 77.
- Income tax and sur-tax—Pre-war covenant to pay annuity free of income tax—In November, 1939, annuitant agrees to take lesser sum for duration of the war—Whether only twenty twenty-ninths of annuity payable—Finance Act, 1941, s. 25. [*In re Cobbold's Separation Deed; Cobbold v. Davenport*], 295.
- Land settled by will on widow—Widow pays estate duty on property—Statutory charge for duty determined—Death of widow—Whether estate duty payable in respect of released charge—Finance Act, 1894, ss. 5 (2), 9 (1), (5), (6), 22. [*In re Hall; Holland v. Attorney-General*], 20.
- National Defence Contribution—Royalties from patents—Licence granted for benefit of patent-owner's business—Royalties not chargeable—Finance Act, 1937, Sched. IV, para. 7. [*Inland Revenue Commissioners v. Rolls-Royce, Ltd.*], 50.
- ROAD TRAFFIC—
Lorry unsafely loaded—Driver not concerned with loading or in charge of lorry—Conviction of driver as person "using" lorry—Validity—Motor Vehicles (Construction and Use) Regulations, 1937, reg. 67 (2). [*Gifford v. Whittaker*], 154.
- SALE OF GOODS—
Action for price—Delivery to be "spread over" October and November—Meaning of "spread over"—Order forbidding sale of food substitutes after certain date—When "sale" takes place—Deliveries to be reasonable in absence of express term—Food Substitutes (Control) Order, 1941. [*British Italian Trading Co., Ltd. v. George Bowles Nicholls and Co., Ltd.*], 296.

SETTLEMENT—

Construction—Trust fund settled in unequal shares—Proportions in which accruing shares accrue to original shares. [*In re Bower's Settlement Trusts*; *Bower v. Ridley-Thompson*], 48.

Enemy entitled to life interest in settled fund—Enemy has power to consent to exercise of power of advancement—Whether consent can be dispensed with—Whether Board of Trade can consent—Trading with the Enemy Act, 1939, s. 7. [*In re Forster's Settlement*; *Forster v. Custodian of Enemy Property for England*], 49.

Executed before 1926—Ultimate trust for persons entitled "under the Statutes for the distribution of the personal estate of intestates at the death of the settlor"—Settlor dies in 1941—Whether old or new law applies—Administration of Estates Act, 1925, s. 50 (2). [*In re Hooper's Settlement*; *Phillips v. Lake*], 360.

Forfeiture of life interest on income vesting in third persons—Beneficiary directs accumulations of income—Beneficiary takes contingent interest in accumulations—Forfeiture. [*In re Dennis Settlement Trusts*], 119.

Life interest held on protective trusts—Life tenant in enemy territory—Sequestration of interest—Whether life interest determined—Effect of sequestration on apportioned income—Power of trustees to accumulate income—Trustee Act, 1925, s. 33—Trading with the Enemy Act, 1939, s. 7—Trading with the Enemy (Custodian) Order, 1939—Trading with the Enemy (Specified Areas) Order, 1940. [*In re Gourju*; *Starling v. The Custodian of Enemy Property*], 367.

SHIPPING—

Charter-party—Dispute—Dutch shipowners—Whether alien enemies—Admissibility of arbitration proceedings in London—Trading with the Enemy Act, 1939, s. 1. [*In re an Arbitration between N. V. Gebr. Van Udens Scheepvaart en Agentuur Maatschappij and V/O Sovfraecht*], 69, 376.

Charter-party—Ship laid up for degaussing—Whether hire payable while ship laid up. [*Sea and Land Securities, Ltd. v. William Dickinson and Co., Ltd.*: *The "Alresford"*], 282.

Collision—Apportionment of blame—Revision by appellate tribunal. [*The Owners of the Steamship "British Fame" v. The Owners of the Steamship "Macgregor"*], 367.

Collision—Vessels in convoy—Failure to give fog signals—Admiralty instructions. [*Owners of the "Larchbank" v. Owners of the "British Petrol"*], 391.

Negligence—Wrecks in waters of port authority—Ship striking wreck—Duty of invitor to invite—General duties of port authority—Employment of competent expert—Discharge of duty—Naval Control (Admiralty) held competent experts. [*The "Jersey"*], 313.

SUMMARY JURISDICTION—

Husband and wife—Desertion—*Bona fide* desire to return—Unreasonable rejection by wife—End of desertion—Magistrate as mediator—Supreme Court of Judicature (Consolidation) Act, 1925, s. 176—Matrimonial Causes Act, 1937, s. 2—Summary Jurisdiction (Married Women) Act, 1895, s. 4. [*S. E. Fleming v. A. L. Fleming*], 332.

Metropolis—Goods left at cleaners stolen—No detention without just cause of goods by cleaners—Metropolitan Police Courts Act, 1839, s. 40. [*Scottish Dyers and Cleaners (London), Ltd. v. Manheimer*], 133.

Recovery of fines—Inquiry as to defendant's means—No power in justices holding inquiry

to pass sentence not passed on conviction—Money Payments (Justices Procedure) Act, 1935, s. 1 (1) (3). [*R. v. Woking Justices, ex parte Jonhstone*], 260.

Withdrawal of summons for informality and not on merits—No bar to proceedings on fresh summons. [*Owens v. Minoprio*], 7.

SUPERANNUATION—

Asylum officer—Only established officer entitled to allowance—Minister of Health's jurisdiction in disputes relating to right to allowance—Jurisdiction extending to questions whether officer an established officer—Asylums Officers' Superannuation Act, 1909, ss. 1, 15, 17. [*R. v. Minister of Health; ex parte Staffordshire Mental Hospitals Board*], 84, 267.

THEATRES—

Part of play not licensed by Lord Chamberlain—Introduction by actor without knowledge or consent and in the absence of person presenting play—Whether latter guilty of offence—Theatres Act, 1843, s. 15. [*Grade v. Director of Public Prosecutions*], 321.

TRUST—

Compromise approved by trustees—Adult beneficiaries and guardian *ad litem* of infant beneficiaries object to compromise—Power of court to approve compromise—Trustee Act, 1925, s. 15 (f). [*In re Ezekiel's Settlement Trusts*; *National Provincial Bank, Ltd. v. Hyam*], 76.

Trustees instruct solicitors to call in trust moneys invested on mortgage—Moneys applied by solicitor on trustees' instructions in breach of trust—Solicitor overlooks trust—Whether solicitor a constructive trustee—Liability. [*Williams-Ashman v. Price and Williams*], 49.

VENDOR AND PURCHASER—

Contract to sell with vacant possession—After contract and before completion premises requisitioned—Repudiation of contract by purchaser. [*Cook v. Taylor*], 217.

Intending purchaser in possession pending completion—Tenant at will—Notice—Reasonable notice to remove property—Tenant settling up adverse title—Right to notice forfeited. [*Fagot v. Gaches (No. 1)*], 339.

WIDOW'S PENSIONS—

Person in excepted employment—Later particular section prevailing over earlier general section—Widows', Orphans' and Old Age Contributory Pensions Act, 1925, ss. 13 (4), 15 (7). [*Sutcliffe v. Minister of Health*], 133.

WILL—

Construction—Annuities—When payable free of income tax. [*In re Skinner*; *Milburne v. Skinner*], 13.

Construction—Bequest of "all moneys of which I shall die possessed"—Whether residue passes—Strict construction. [*In re Morgan*; *Morgan v. Morgan*], 195.

Construction—Bequest subject to the payment by the legatee of annuities—Whether charge created. [*In re Lester*; *Lester v. Lester*], 168.

Construction—Bequest to specific charity which ceases to exist before death of testatrix—Bequest to non-existent charity—Lapse. [*In re Tharp*; *Longrigg v. People's Dispensary for Sick Animals of the Poor, Inc.*], 302.

Construction—Direction to set aside fund to answer annuity—Gift over of fund on annuitant's death—Annuitant pre-deceases testatrix—Whether gift over takes effect. [*Re Clarke*; *Sheldon v. Redrup*], 282.

Construction—Forfeiture clause on marriage to a person "not of Jewish parentage and of the Jewish faith"—Validity. [*Clayton v. Ramsden*], 384.

Construction—Gift of residue to M "and/or" J—Whether gift void for uncertainty. [*In re Lewis*; *Goronwy v. Richards*], 253. [See also p. 288].

Construction—Option to purchase shares—Donee dies without exercising option—Whether personal representatives or assignee can exercise option. [*Skelton and Others v. Younghouse and Another*], 273.

Construction—Gifts "duty free"—Estate duty and succession duty—Additional legacies—Whether gifts free also of legacy duty payable on amount of such duties. [*In re King*; *Barclays Bank, Ltd. v. King*], 252.

Construction—Legacy if will proved and trusteeship accepted—Will proved and acts done as trustee—Order contains recital of disclaimer—Whether recital operates as an estoppel. [*In re Sharman's Will Trusts*; *Public Trustee v. Sharman*], 174.

Construction—Legacy to be held on trust of existing declaration of trust or of any declaration substituted therefor—Whether gift valid. [*In re Jones' Will Trusts*; *Jones v. Jones*], 174.

Construction—Rule in *Shelley's Case*. [*In re Routledge*; *Marshall v. Elliott*], 321.

Construction—Shares appointed for life with remainder to issue at twenty-one—Whether contingent reversionary interests to be brought into account when hatching the appointed shares. [*Re Gordon*; *Public Trustee v. Bland and Others*], 21.

Construction—Tax free annuity—Will dated 11th February, 1939—Testator dies in 1940—Whether will "made" before 3rd September, 1939—Finance Act, 1941, s. 25. [*Re Waring*; *Westminster Bank, Ltd. v. Adwry*], 139, 310.

Election—Beneficiary informs trustees he intends to elect in favour of will—Seeks to repudiate election—Election not irrevocable—Estoppel. [*In re Shepherd*; *Harris v. Shepherd*], 385.

Family provision—Husband's application for maintenance—"Reasonable provision"—Inheritance (Family Provision) Act, 1938, s. 1. [*In re Styler*; *Styler v. Griffith*], 234.

Meaning of "cash." [*Re Ashworth*; *Bent v. Thomas*], 134.

Power of appointment—Exercise of special power by will—Subsequent exercise of power by deed—Death of appointor—Whether provisions of will revoke deed. [*In re Butler's Settlement Trusts*; *Lloyds Bank v. Ford*], 268.

Probate—Earlier complete will—Later incomplete will—Revocatory clause in later will—Dependent relative revocation—Both wills admitted—Revocatory clause excluded. [*Re H. H. Brown, deceased*], 260.

Probate—Joint will—Later wills with revocation clauses—Intention that joint will should operate—Later wills conditional only. [*Re O'Connor (decd.)*], 106.

Signed envelope containing unsigned but attested document—Rule of connection of testamentary documents—Relaxation of rule where fraud plainly excluded—Wills Act, 1837, s. 9—Wills (Amendment) Act, 1852, s. 1. [*In re J. C. Mann*], 254.

WORKMEN'S COMPENSATION—

Crushing of foot—Suggested amputation—No artificial limb offered—No evidence of unreasonable refusal to submit to amputation—Workmen's Compensation Act, 1925, s. 9 (1). [*Redpath, Brown and Co., Ltd. v. Hayes*], 91.

Widow's acceptance of damages under Fatal Accidents Act, 1846—Defendant child—Whether entitled to children's allowance—Workmen's Compensation Act, 1925, s. 8. [*Robinson v. London Brick Co.*], 288.

STATUTES

ENACTED IN PARLIAMENT, 1941-42 (DECEMBER, 1941 TO OCTOBER, 1942).

5 & 6 Geo. 6.

CHAPTER 1.		CHAPTER 21.	
ARTHUR JENKINS INDEMNITY ACT, 1941.	[10th December, 1941.]	FINANCE ACT, 1942.	[24th June, 1942.]
CHAPTER 2.		CHAPTER 22.	
CONSOLIDATED FUND (No. 1) ACT, 1941 [Session 2]	[18th December, 1941.]	CONSOLIDATED FUND (No. 3) ACT, 1942.	[24th June, 1942.]
CHAPTER 3.		CHAPTER 23.	
EXPIRING LAWS CONTINUANCE ACT, 1941.	[18th December, 1941.]	MINISTER OF WORKS AND PLANNING ACT, 1942.	[24th June, 1942.]
CHAPTER 4.		CHAPTER 24.	
NATIONAL SERVICE (No. 2) ACT, 1941.	[18th December, 1941.]	POST OFFICE AND TELEGRAPH (MONEY) ACT, 1942.	[29th July, 1942.]
CHAPTER 5.		CHAPTER 25.	
EDUCATION (SCOTLAND) ACT, 1942.	[26th February, 1942.]	ISLE OF MAN (CUSTOMS) ACT, 1942.	[29th July, 1942.]
CHAPTER 6.		CHAPTER 26.	
PATENTS AND DESIGNS ACT, 1942.	[26th February, 1942.]	PENSIONS (MERCANTILE MARINE) ACT, 1942.	[29th July, 1942.]
CHAPTER 7.		CHAPTER 27.	
INDIA (FEDERAL COURT JUDGES) ACT, 1942.	[26th February, 1942.]	APPROPRIATION ACT, 1942.	[6th August, 1942.]
CHAPTER 8.		CHAPTER 28.	
WAR ORPHANS ACT, 1942.	[26th February, 1942.]	WAR DAMAGE (AMENDMENT) ACT, 1942.	[6th August, 1942.]
CHAPTER 9.		CHAPTER 29.	
RESTORATION OF PRE-WAR TRADE PRACTICES ACT, 1942.	[26th February, 1942.]	ALLIED POWERS (WAR SERVICE) ACT, 1942.	[6th August, 1942.]
CHAPTER 10.		CHAPTER 30.	
SECURITIES (VALIDATION) ACT, 1942.	[26th February, 1942.]	NATIONAL SERVICE (FOREIGN COUNTRIES) ACT, 1942.	[6th August, 1942.]
CHAPTER 11.		CHAPTER 31.	
MINISTERS OF THE CROWN AND HOUSE OF COMMONS DIS- QUALIFICATION ACT, 1942.	[26th February, 1942.]	UNITED STATES OF AMERICA (VISITING FORCES) ACT, 1942.	[6th August, 1942.]
CHAPTER 12.		CHAPTER 32.	
CONSOLIDATED FUND (No. 2) ACT, 1942.	[26th March, 1942.]	HOUSING (RURAL WORKERS) ACT, 1942.	[6th August, 1942.]
CHAPTER 13.		CHAPTER 33.	
LANDLORD AND TENANT (REQUISITIONED LAND) ACT, 1942.	[26th March, 1942.]	APPROPRIATION (No. 2) ACT, 1942.	[11th September, 1942.]
CHAPTER 14.		CHAPTER 34.	
NATIONAL LOANS ACT, 1942.	[29th April, 1942.]	APPROPRIATION (No. 3) ACT, 1942.	[22nd October, 1942.]
CHAPTER 15.		CHAPTER 35.	
ARMY AND AIR FORCE (ANNUAL) ACT, 1942.	[29th April, 1942.]	GREENWICH HOSPITAL ACT, 1942.	[22nd October, 1942.]
CHAPTER 16.		CHAPTER 36.	
SUGAR INDUSTRY ACT, 1942.	[29th April, 1942.]	COURTS (EMERGENCY POWERS) AMENDMENT ACT, 1942.	[22nd October, 1942.]
CHAPTER 17.		CHAPTER 37.	
ANGLO-VENEZUELAN TREATY (ISLAND OF PATOS) ACT, 1942.	[21st May, 1942.]	PROLONGATION OF PARLIAMENT ACT, 1942.	[22nd October, 1942.]
CHAPTER 18.		CHAPTER 38.	
ROYAL NAVAL VOLUNTEER RESERVE ACT, 1942.	[11th June, 1942.]	LOCAL ELECTIONS AND REGISTER OF ELECTORS (TEMPORARY PROVISIONS) ACT, 1942.	[22nd October, 1942.]
CHAPTER 19.		CHAPTER 39.	
COAL (CONCURRENT LEASES) ACT, 1942.	[11th June, 1942.]	INDIA AND BURMA (TEMPORARY AND MISCELLANEOUS PROVISIONS) ACT, 1942.	[22nd October, 1942.]
CHAPTER 20.		CHAPTER 40.	
MARRIAGE (SCOTLAND) ACT, 1942.	[11th June, 1942.]	WELSH COURTS ACT, 1942.	[22nd October, 1942.]

2.

2.

2.

1.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

2.

8

2.

2.

ARY